

ESTTA Tracking number: **ESTTA702368**

Filing date: **10/14/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	eBay Inc.
Granted to Date of previous extension	10/14/2015
Address	2145 Hamilton Avenue San Jose, CA 95125 UNITED STATES
Attorney information	Jennifer M. Lantz and James R. Cady Hogan Lovells US LLP 4085 Campbell Avenue Suite 100 Menlo Park, CA 94025 UNITED STATES norcal.ebay@hoganlovells.com, ebay@hoganlovells.com

Applicant Information

Application No	86494100	Publication date	06/16/2015
Opposition Filing Date	10/14/2015	Opposition Period Ends	10/14/2015
Applicant	Hobt Holdings, Inc. 444 Castro Street St 1200 Mountain View, CA 94041 UNITED STATES		

Goods/Services Affected by Opposition


Class 035. First Use: 2014/12/01 First Use In Commerce: 2014/12/01 All goods and services in the class are opposed, namely: Advertising services, namely, promoting the goods and services of Chinese tour agencies and Chinese travel companies using photographs and English descriptions of local attractions and sights for advertising purposes; Providing a searchable on-line advertising website and guide featuring the goods and services of third party Chinese tour agencies and Chinese travel companies via the Internet complete with photographs and English descriptions of local attractions and sights for advertising purposes
Class 039. First Use: 2014/12/01 First Use In Commerce: 2014/12/01 All goods and services in the class are opposed, namely: Arranging travel tours, namely, tour package booking services; providing a website and website links to travel information, geographic information, map images, and trip routing; travel and travel tour information services; travel and travel tour ticket reservation services

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

Marks Cited by Opposer as Basis for Opposition


U.S. Registration No.	2218732	Application Date	11/17/1997
Registration Date	01/19/1999	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 1995/09/04 First Use In Commerce: 1995/09/04 on-line trading services in which seller posts items to be auctioned and bidding is done electronically, and providing evaluative feedback and ratings of sellers' goods and services, the value and prices of sellers' goods, buyers' and sellers' performance, delivery, and overall trading experience in connection therewith		


U.S. Registration No.	2367932	Application Date	01/13/1999
Registration Date	07/18/2000	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 1998/12/15 First Use In Commerce: 1998/12/15 Christmas tree ornaments and soft sculpture toys		



U.S. Registration No.	2501043	Application Date	01/13/1999
Registration Date	10/23/2001	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 014. First use: First Use: 1998/05/13 First Use In Commerce: 1998/05/13 clocks and watches		

U.S. Registration No.	2518652	Application Date	01/20/1999
Registration Date	12/11/2001	Foreign Priority	NONE

		Date	
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1998/05/13 First Use In Commerce: 1998/12/00 Clothing, namely, t-shirts, caps and sweatshirts		

U.S. Registration No.	2522630	Application Date	06/06/2001
Registration Date	12/25/2001	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 2000/07/00 First Use In Commerce: 2000/07/00 plastic key chain tags and plastic novelty license plate frames		

U.S. Registration No.	2578260	Application Date	06/12/2001
Registration Date	06/11/2002	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 1999/04/00 First Use In Commerce: 1999/04/00		


	[duffel bags,] tote bags, backpacks [and briefcases]		
U.S. Registration No.	2592515	Application Date	04/10/2000
Registration Date	07/09/2002	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 038. First use: First Use: 1999/05/15 First Use In Commerce: 1999/05/15 Telecommunications services, namely, the electronic transmission of data and information; paging services		
U.S. Registration No.	2604374	Application Date	06/12/2001
Registration Date	08/06/2002	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 021. First use: First Use: 1999/04/00 First Use In Commerce: 1999/04/00 mugs, tumblers, and water bottles sold empty; containers for food or beverages,namely, lunch containers made of vinyl or nylon		
U.S. Registration No.	2666767	Application Date	01/20/1999
Registration Date	12/24/2002	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			

Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 2000/11/28 First Use In Commerce: 2000/11/28 Clothing, namely, jackets

U.S. Registration No.	2700675	Application Date	01/13/1999
Registration Date	03/25/2003	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2001/03/01 First Use In Commerce: 2001/03/01 Computer e-commerce software to allow users to perform electronic business transactions conducted in the form of an auction via a global computer network and computer database software featuring information in the field of hobbies, collectibles and a wide variety of products		


U.S. Registration No.	2700836	Application Date	01/13/1999
Registration Date	03/25/2003	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 1999/11/00 First Use In Commerce: 1999/11/00 PUBLICATIONS, NAMELY, A SERIES OF NONFICTION BOOKS, CONCERNING HOBBIES, COLLECTIBLES, AUCTIONS, AND A WIDE VARIETY OF PRODUCTS RELATING TO ANTIQUES, ART LITERATURE, CULTURE, TECHNOLOGY, TRAVEL, SPORTS, ENTERTAINMENT, HOME FURNISHINGS, GARDEN ITEMS, MUSICAL INSTRUMENTS, MOTOR VEHICLES, TOYS AND GAMES, FASHION, JEWELRY,ELECTRONICS, PHOTOGRAPHY, HOLIDAY RELATED ITEMS, FILM AND VIDEO; PAPER AND STATIONERY ITEMS, NAMELY, MEMO PADS, [PAPERPOSTCARDS, BUMPER STICKERS, CALENDARS, DECORATIVE STICKERS AND DECALS]		

U.S. Registration No.	2744717	Application Date	04/10/2000
Registration Date	07/29/2003	Foreign Priority Date	NONE
Word Mark	EBAY		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 038. First use: First Use: 1996/05/00 First Use In Commerce: 1996/05/00 Providing an online, interactive bulletin board for the transmission of messages among computer users concerning hobbies, collectibles, trading, and the sale of items via a global computer network


U.S. Registration No.	2810863	Application Date	01/13/1999
Registration Date	02/03/2004	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 2002/12/10 First Use In Commerce: 2002/12/10 PUBLICATIONS, namely, A SERIES OF NONFICTION BOOKS CONCERNING HOBBIES, COLLECTIBLES, AUCTIONS, AND A WIDE VARIETY OF PRODUCTS RELATING TO ANTIQUES, ART, LITERATURE, CULTURE, TECHNOLOGY, TRAVEL, SPORTS, ENTERTAINMENT, HOME FURNISHINGS, GARDEN ITEMS, MUSICAL INSTRUMENTS, MOTOR VEHICLES, TOYS AND GAMES, FASHION, JEWELRY, ELECTRONICS, PHOTOGRAPHY, HOLIDAY RELATED ITEMS, FILM AND VIDEO; PAPER AND STATIONERY ITEMS, NAMELY, [GREETING CARDS,] MEMORANDUM BOARDS, MEMO PADS, PAPER [POSTCARDS], STATIONERY, PENS, [BUMPER STICKERS,] CALENDARS AND DECORATIVE STICKERS [AND DECALS]		


U.S. Registration No.	2913401	Application Date	03/15/2004
Registration Date	12/21/2004	Foreign Priority Date	NONE
Word Mark	EBAY		

Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 1999/01/00 First Use In Commerce: 1999/01/00 Providing sweepstakes, games of chance and contests via the internet		


U.S. Registration No.	2926481	Application Date	04/10/2000
Registration Date	02/15/2005	Foreign Priority Date	NONE
Word Mark	EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2003/06/26 First Use In Commerce: 2003/06/26 Entertainment services, namely, providing a radio program in the fields of hobbies, collectibles, trading and auctions		

U.S. Registration No.	4408423	Application Date	09/12/2012
Registration Date	09/24/2013	Foreign Priority Date	NONE
Word Mark	EBAY		

Design Mark			
Description of Mark	The mark consists of the letters "ebay"all in lower case, each in the color red, blue, yellow and green respectively.		
Goods/Services	<p>Class 035. First use: First Use: 2012/10/10 First Use In Commerce: 2012/10/10 Online trading services, namely, operating online marketplaces for sellers and buyers of goods and services; online trading services in which sellers post products or services to be offered for sale, and purchasing or bidding is done via the Internet in order to facilitate the sale of goods and services by others via a computer network; providing evaluative feedback and ratings of sellers' goods and services, the value and prices of sellers' goods and services, buyers' and sellers' performance, delivery, and overall trading experience in connection therewith; providing a searchable online advertising guide featuring the goods and services of online vendors; providing a searchable online evaluation database for buyers and sellers; advertising and advertisement services; business services in the nature of intellectual property claims management, namely, processing and administration of claims of intellectual property owners against third party sellers; identification verification services, namely, confirming authenticity of environmentally friendly products, producers and sellers for the purposes of helping consumers make informed purchasing decisions</p> <p>Class 036. First use: First Use: 2012/10/10 First Use In Commerce: 2012/10/10 Real estate listing services; classified real estate listings of apartment rentals, housing rentals and vacation rentals; providing purchase protection services in the field of online trading of goods and services by others via a global computer network; charitable fundraising services</p> <p>Class 038. First use: First Use: 2012/10/10 First Use In Commerce: 2012/10/10 Telecommunications services, namely, the electronic transmission of data and information; electronic messaging; providing an online, interactive bulletin board for the transmission of messages among computer users concerning hobbies, collectibles, trading, and the sale of goods and services via a global computer network</p>		
U.S. Application No.	85727672	Application Date	09/12/2012
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	EBAY		

Design Mark	
Description of Mark	The mark consists of the letters "ebay" all in lower case, each in the color red, blue, yellow and green respectively.
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Mouse pads; computer e-commerce software to allow users to conduct electronic business transactions in online marketplaces via a global computer network; computer database software featuring information in the field of hobbies, collectibles and a wide variety of products; computer software and software development tools for use in developing further software and software applications in the field of e-commerce</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 Clocks; watches; jewellery</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0 Publications, namely, a series of nonfiction books concerning hobbies, collectibles, auctions, online marketplaces, and a wide variety of products relating to antiques, art, literature, culture, technology, travel, sports, entertainment, home furnishings, garden items, musical instruments, motor vehicles, toys and games, fashion, jewelry, electronics, photography, holiday related items, film and video; paper and stationery items, namely, greeting cards, memo boards, memo pads, paper postcards, stationery, pens and pencils; bumper stickers, calendars, decorative stickers and decals; playing cards; lunch bags</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0 Duffel bags, tote bags, backpacks and briefcases</p> <p>Class 020. First use: First Use: 0 First Use In Commerce: 0 Plastic key chain tags</p> <p>Class 021. First use: First Use: 0 First Use In Commerce: 0 Mugs; tumblers; water bottles sold empty; lunch boxes; personal dispensers for candy for domestic use</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0 Clothing, namely, t-shirts, sweatshirts, caps, jackets, and visors</p> <p>Class 028. First use: First Use: 0 First Use In Commerce: 0 Christmas tree ornaments; soft sculpture toys; plush toys; toy miniature cars; bean bag toys; toy candy dispensers</p> <p>Class 030. First use: First Use: 0 First Use In Commerce: 0 Candy</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0 Providing sweepstakes, games of chance and contests via the internet; entertainment services, namely, providing an ongoing radio program in the fields of hobbies, collectibles, trading, buying, selling, and online auctions and marketplaces; educational services, namely, conducting classes in the field of information security and providing corporate education courses in the field of information security; educational services, namely, providing courses, classes and seminars in the fields of buying and selling via online marketplaces, as well as estab-</p>

	<p>lishing and operating online marketplace businesses</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0</p> <p>Design and development of computer software, software applications, and application programming interfaces; providing temporary use of on-line, non-downloadable computer software and software development tools for use in developing further software and software applications in the field of e-commerce; providing temporary use of online, non-downloadable e-commerce software to allow users to conduct electronic business transactions in online marketplaces via a global computer network; maintenance and updating of computer software for others; providing a website that gives users the ability to create customized web pages featuring user-defined information in the field of intellectual property rights and intellectual property enforcement policies, in order to assist program participants with inquiries and requests regarding use of intellectual property by others in an online marketplace</p> <p>Class 045. First use: First Use: 0 First Use In Commerce: 0</p> <p>Online social networking services; providing information regarding intellectual-property owners and their enforcement policies, all in order to assist program participants with inquiries and requests regarding use of intellectual property by others in an online marketplace</p>
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U.S. Registration No.	4105599	Application Date	07/20/2011
Registration Date	02/28/2012	Foreign Priority Date	NONE
Word Mark	WHEN IT'S ON YOUR MIND, IT'S ON EBAY		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 035. First use: First Use: 2011/09/14 First Use In Commerce: 2011/09/14</p> <p>On-line trading services, namely, operating on-line marketplaces for sellers of goods and/or services; online trading services in which seller posts products to be offered for sale and bidding is done via the Internet in order to facilitate the sale of goods and services by others via a computer network and providing evaluative feedback and ratings of sellers' goods and services, the value and prices of sellers' goods and services, buyers' and sellers' performance, delivery, and overall trading experience in connection therewith; advertising and advertisement services; classified advertising services; on-line advertising on computer communications networks</p>		

U.S. Registration No.	4338835	Application Date	11/13/2012
Registration Date	05/21/2013	Foreign Priority Date	NONE
Word Mark	EBAY CLASSIFIEDS GROUP		

Design Mark	 The logo features the word "ebay" in its signature multi-colored font (red 'e', blue 'b', yellow 'a', green 'y') at the top. Below it, the words "classifieds" and "group" are stacked in a bold, dark gray, sans-serif font. These words are enclosed within a gray, rounded rectangular border that has a notch at the bottom center.
Description of Mark	The mark consists of the stylized colormark "EBAY" comprised of a red "E", a blue "B", a yellow "A", and a green "Y", and the words "CLASSIFIEDS GROUP" appearing in gray and partially surrounded by a gray border. All of the foregoing appears on a white background.
Goods/Services	Class 035. First use: First Use: 2012/11/10 First Use In Commerce: 2012/11/10 On line advertising on computer communication networks; classified advertising services

Attachments	75621219#TMSN.png(bytes) 76267752#TMSN.png(bytes) 76271424#TMSN.png(bytes) 76022871#TMSN.png(bytes) 76271411#TMSN.png(bytes) 76975318#TMSN.png(bytes) 78384624#TMSN.png(bytes) 76022893#TMSN.png(bytes) 85727676#TMSN.png(bytes) 85727672#TMSN.png(bytes) 85376647#TMSN.png(bytes) 85778230#TMSN.png(bytes) JETBAY - 2015.10.14 Notice of Opposition.pdf(5058183 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Birte Hoehne Mahyera/
Name	Jennifer M. Lantz and James R. Cady
Date	10/14/2015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application of:
Hobt Holdings, Inc.

Serial No.: 86/494,100

Filed: January 2, 2015

Mark: JETBAY

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International Classes: 35, 39

Published: June 16, 2015

Commissioner for Trademarks
P. O. Box 1451
Alexandria, VA 22313-1451

NOTICE OF OPPOSITION

Madam:

Opposer eBay Inc. (“eBay”) is a Delaware corporation with its principal place of business at 2145 Hamilton Avenue, San Jose, California 95125 (“Opposer” or “eBay”). eBay believes that it will be damaged by the registration of the mark shown in Application Serial No. 86/494,100, filed January 2, 2015 by Hobt Holdings, Inc. (“Applicant”) and hereby opposes this application under the provisions of 15 U.S.C. § 1063 (as amended).

The Commissioner for Trademarks is hereby authorized to draw on the deposit account No. 50-1349, Order No. 037830.000223/Cady for any necessary fees.

Application Serial No. 86/494,100 was filed on January 2, 2015 for the mark JETBAY (hereinafter “the JETBAY Mark”) for “Advertising services, namely, promoting the goods and services of Chinese tour agencies and Chinese travel companies using photographs and English descriptions of local attractions and sights for advertising purposes; Providing a searchable on-line advertising website and guide featuring the goods and services of third party Chinese tour agencies and Chinese travel companies via the Internet complete with photographs and English

descriptions of local attractions and sights for advertising purposes” in International Class 35, and “Arranging travel tours, namely, tour package booking services; providing a website and website links to travel information, geographic information, map images, and trip routing; travel and travel tour information services; travel and travel tour ticket reservation services” in International Class 39. The application was published for opposition on June 16, 2015.

eBay has applied for and obtained the necessary extensions of time in which to oppose Application Serial No. 86/494,100 following its publication. This Notice of Opposition is timely filed on Wednesday, October 14, 2015. *See* TBMP §112; 37 CFR §2.196.

As grounds for the opposition, it is alleged that:

EBAY’S BUSINESS

1. eBay is the world’s leading online marketplace. Since its inception, eBay has registered over 450 million user accounts worldwide and hosts an online service featuring over 100 million items offered for sale on its website at www.ebay.com at any given time. Each day, nearly many millions of new items are listed for sale in over 50,000 different categories of general consumer goods and services, ranging from telecommunications equipment to computers, travel packages, cruises, hotels and other lodging, books and travel guides, coin collectibles to art, clothing, and cars to real estate.

EBAY’S MARKS

2. Since its online marketplace was launched in September 1995, eBay has continuously used the mark EBAY in interstate commerce in the United States and in commerce between the United States and foreign countries in connection with its goods and services.

3. eBay is the owner of numerous U.S. registrations for the mark EBAY on the Principal Register (in word form and in design form), the earliest of which was issued on January 19, 1999. *See* Exhibit A. These registrations cover various goods and services. Each of

these registrations is valid and subsisting, and many of are now incontestable under the provisions of 15 U.S.C. §1065. These registrations include the following:

EXHIBIT	TRADEMARK	REG. NO.	REG. DATE	CLASS(ES)
A	EBAY	2,218,732	January 19, 1999	35
B	EBAY	2,367,932	July 18, 2000	28
C	EBAY	2,501,043	October 23, 2001	14
D	EBAY	2,518,652	December 11, 2001	25
E	EBAY	2,522,630	December 25, 2001	20
F	EBAY	2,578,260	June 11, 2002	18
G	EBAY	2,592,515	July 9, 2002	38
H	EBAY	2,604,374	August 6, 2002	21
I	EBAY	2,666,767	December 24, 2002	25
J	EBAY	2,700,675	March 25, 2003	9
K	EBAY	2,700,836	March 25, 2003	16
L	EBAY	2,744,717	July 29, 2003	38
M	EBAY	2,810,863	February 3, 2004	16
N	EBAY	2,913,401	December 21, 2004	41
O	EBAY	2,926,481	February 15, 2005	41
P	EBAY (Stylized)	4,408,423	Sept. 24, 2013	35, 36, 38

4. eBay also has extensive common law rights in its EBAY and EBAY (Stylized) marks, and uses these marks in connection with a wide variety of goods and services throughout the United States and abroad.

5. In addition to the EBAY and EBAY (Stylized) marks noted above, eBay owns a number of U.S. registrations and pending U.S. applications to register marks that extend its family of EBAY marks, including the following:

EXHIBIT	TRADEMARK	APPL. NO. OR REG. NO.	APPL. OR REG. DATE	CLASS(ES)
Q	EBAY (Stylized)	85/727,672	September 12, 2012	9, 14, 16, 18, 20, 21, 25, 28, 30, 41, 42, 45
R	WHEN IT'S ON YOUR MIND, IT'S ON EBAY	4,105,599	February 28, 2012	35
S	EBAY CLASSIFIEDS GROUP & Design	4,338,835	May 21, 2013	35

The registrations listed above are valid and subsisting. See Exhibits Q through S. All of eBay's marks that consist of or incorporate the term EBAY are hereafter referred to as the "EBAY Marks."

6. EBAY is an invented, fanciful mark that is highly distinctive. The term EBAY has no descriptive meaning as applied to a marketplace, advertising and online trading services, or to any of the other goods and services covered by eBay's registrations or in connection with which it uses the EBAY Marks.

7. eBay has expended considerable effort and expense in promoting the EBAY Marks, and goods and services offered in connection with these marks, both in the United States and internationally, typically spending many millions of dollars in advertising per year.

8. In addition to its own advertising efforts, eBay has been the subject of thousands of unsolicited stories in television, radio, and print media, highlighting eBay's innovative and successful efforts in online person-to-person trading and sales.

9. eBay has also received numerous awards and recognitions. The EBAY mark has been consistently ranked by *Business Week* and *Interbrand* as one of the Top 50 “Best Global Brands.” For years, eBay has garnered other accolades, including the 2007 National Medal of Technology and Innovation award by the President of the United States; *Fortune* magazine’s “Top 100 Fastest Growing Companies” (ranking eBay as 8th) in August 2003; *Business Week Online*, “The eBay Economy” in August 2003; *Red Herring* magazine’s “The Top 100 Companies Most Likely to Change the World” in May 2001; Harvard Business School’s “Entrepreneurial Company of the Year” in May 2000; *Forbes* magazine’s “Favorite Auction Site” in December 1999; *Business Week* magazine’s “Info Tech 100” in July 1999; *Ad Week* magazine’s “Top Marketers of the Year” in May 1999; and The Webby Award’s “Top E-Commerce Site” in March 1999.

10. The enthusiasm for eBay’s services abroad has been so overwhelming that eBay maintains separate, country-specific websites for Australia, Austria, Belgium, Canada, France, Germany, Hong Kong, India, Ireland, Italy, Malaysia, the Netherlands, New Zealand, Singapore, Spain, Sweden, Switzerland, and the U.K., and it has related websites in Argentina, Brazil, Chile, China, Colombia, Costa Rica, Dominica, Ecuador, South Korea, Mexico, Panama, Peru, Taiwan, Uruguay, and Venezuela. eBay’s services are not limited to these foreign countries, however, as eBay serves customers and has registered users from many other countries as well.

11. As a result of eBay’s widespread use of the EBAY Marks worldwide, extensive Internet, television, and print advertising and promotion, continuous and unsolicited media coverage, the high degree of consumer recognition of the EBAY Marks, the strong and loyal base of customers that eBay enjoys for its services, numerous trademark registrations, and the absence of any material use of any highly similar mark by others, among other factors, the EBAY Marks are famous within the meaning of Section 43(c) of the United States Trademark Act, 15 U.S.C. §1125(c).

DISTINCTIVENESS OF THE TERM “BAY”

12. The dominant component of the famous EBAY Marks is the term BAY, which is arbitrary and highly distinctive of the goods and services covered by eBay’s registrations or in connection with which it uses the EBAY Marks.

13. Following on the fame and success of eBay, a number of entities have attempted to adopt names and marks that combine the generic or descriptive term for what the particular service or website offers or provides with the distinctive BAY suffix of the EBAY Marks, to create a “generic/descriptive plus BAY” mark. Examples of such marks, the use of which eBay has successfully stopped, include: ALTERNABAY (site offering goods related to alternative lifestyles), AUTOBAY (site advertising automobiles for sale), BOATBAY (site offering a “nautical search portal”), BRICKBAY (site offering Lego[®] bricks), CARBAY (site advertising automobiles for sale), EGGBAY (site offering items for egg farmers), COINBAY.BIZ (site offering auctions of collectible coins), EMERGENCYBAY (site offering emergency rescue goods), EVENTSBAY (online events guide), JEWELRYBAY (site offering diamonds and fine jewelry), MEXBAY (Mexican-themed site), MILITARYBAY (site offering military goods), NAZIBAY (site offering Nazi memorabilia), NIXBAY (online no-charge classified advertising website), SELLINGBAY (site listing auctions, classifieds, and want ads), XBAY (site offering sexually-oriented material), and SWAYBAY (site offering surfing-related products), among others.

14. The United States Patent and Trademark Office (“PTO”) has recognized that the dominant component of the EBAY Marks is the term BAY, refusing third-party registrations on the ground that the use of BAY combined with a generic or descriptive term is likely to cause confusion with the EBAY Marks.

15. For example, in an Office Action dated June 21, 2005, in Application Serial No. 78/516,920 for the mark FLEABAY for “flea markets,” the PTO refused registration because “applicant’s mark, when used on or in connection with the identified goods or services, so resembles the marks in U.S. Registration Nos. 2218732, 2420512, 2218732, 2514362, 2555505

and 2913227 (all owned by [eBay]) as to be likely to cause confusion, to cause mistake, or to deceive.”

16. Similarly, in an Office Action dated August 24, 2005, in Application Serial No. 78/552,094 for the mark BAY BAZAAR for “[b]usiness management assistance and particularly carrying out tasks necessary for the smooth conduct of sales by auction,” the PTO refused registration “because of a likelihood of confusion with the marks in U.S. Registration Nos. 2555505, 2218732, 2410023 and 2420512,” all of which similarly are owned by eBay.

17. The PTO has also recognized the distinctiveness of the BAY component in refusing registration to the following marks in light of the EBAY mark: BAYRU & Design (Serial No. 85/075,519), BAYRU (Serial No. 85/086,853), IBAY (Serial No. 76/195,016) and TBAY AUCTION (Serial No. 78/059,732). The refusal of the BAYRU marks is notable, as those marks were intended for use as an intermediary service to enable Russian consumers to be able to purchase goods from the EBAY website (hence the “BAY” element) and have them transported to Russia (hence the two letter country abbreviation “RU”).

18. Likewise, the Ninth Circuit in *Perfumebay.com Inc. v. eBay Inc.*, 506 F.3d 1165 (9th Cir. 2007), recognized the distinctiveness of the BAY component of the EBAY Marks, holding that the term “BAY” was the dominant aspect of the EBAY marks, and that with the use of the mark PERFUMEBAY in connection with an online marketplace specializing in perfume, “consumers may no longer associate the usage of the “Bay” suffix with eBay’s unique services, specifically the sale of products on an internet-based marketplace. The uniqueness of eBay’s mark is diluted in direct proportion to the extent consumers, particularly internet users, disassociate the eBay mark with eBay’s services.” *Perfumebay.com*, 506 F.3d at 1181.

19. If others could freely use “generic/descriptive plus BAY” marks for entities that offer or advertise their goods or services, the term BAY could become generic for “marketplace” or “location providing items for sale” or “location where goods and services are offered online.” That would dilute the distinctiveness of the famous EBAY Marks to the point that they cease to

function as unique and distinctive identifiers of eBay's goods or services, to eBay's severe detriment.

APPLICANT AND ITS PENDING APPLICATION

20. Applicant seeks to register the word mark JETBAY in connection with "Advertising services, namely, promoting the goods and services of Chinese tour agencies and Chinese travel companies using photographs and English descriptions of local attractions and sights for advertising purposes; Providing a searchable on-line advertising website and guide featuring the goods and services of third party Chinese tour agencies and Chinese travel companies via the Internet complete with photographs and English descriptions of local attractions and sights for advertising purposes" in International Class 35, and "Arranging travel tours, namely, tour package booking services; providing a website and website links to travel information, geographic information, map images, and trip routing; travel and travel tour information services; travel and travel tour ticket reservation services" in International Class 39. This application was published in the Official Gazette of the PTO on June 16, 2015.

21. The JETBAY Mark is highly similar to the EBAY Marks. Applicant's Mark follows the same pattern as the many "descriptive/generic plus BAY" marks that surfaced following the success of eBay. Applicant's services essentially comprise advertising services with respect to travel, providing a website with travel information and related information services, and travel booking and reservation services. These services center on travelling. On its website at www.jetbay.com, Applicant advertises its services as follows: "Plan your perfect trip to China." See Exhibit T. Hence Applicant uses the term JET descriptively to mean "to travel by jet airplane" or to "to move or progress by or as if by jet propulsion". See <http://www.merriam-webster.com/dictionary/jet>, and attached as Exhibit U. The JET component is therefore descriptive of Applicant's services as it describes a feature of Applicant's services, i.e., travelling, while the term BAY is completely arbitrary as applied to these services. By

combining the descriptive term JET with the dominant, arbitrary, and distinctive term BAY, Applicant has created a “descriptive plus BAY” mark that emulates and calls to mind eBay.

22. The services claimed under the JETBAY Mark are identical to and highly related to those provided by eBay. Specifically, eBay offers and provides advertising services, through traditional advertisement placing services and also through the posting of goods on eBay’s online marketplace. eBay’s advertisements include advertisements for hotels and lodging, travel packages, tours, and tickets to attractions, and related goods and services. eBay’s website is searchable for all the foregoing goods and services. eBay’s website includes links to travel information, and customers can purchase travel tickets, lodging, tours, and the like directly on the website. Applicant’s claimed services are highly related to and marketed in the same manner to the same customers and through the same channels of trade as eBay’s services.

23. Upon information and belief, Applicant selected the JETBAY Mark with knowledge of and intent to cause confusion with and/or create a purposeful association with the EBAY Marks.

24. eBay is not affiliated or connected with Applicant or its services; nor has eBay endorsed or sponsored Applicant or its services.

25. There is no issue as to priority of use. eBay began using its EBAY mark, and enjoys priority as a result of the filing dates of its trademark registrations, well prior to the filing date of the application for the JETBAY Mark (January 2, 2015).

**FIRST GROUND FOR OPPOSITION:
LIKELIHOOD OF CONFUSION**

26. eBay incorporates by reference paragraphs 1 through 25, inclusive, as if fully set forth here.

27. Registration of Applicant’s mark will injure eBay by causing the public to be confused or mistaken into believing that the services provided by Applicant are endorsed or

sponsored by eBay. eBay has no control over the nature and quality of the services offered by Applicant under the confusingly similar JETBAY Mark, and eBay's reputation and goodwill will be damaged and the value of the EBAY Marks jeopardized, all to eBay's detriment.

28. Any defect, objection or fault found with Applicant's services marketed under the JETBAY Mark would necessarily reflect upon and seriously injure the reputation that eBay has established for the goods and services it offers in connection with the EBAY Marks.

29. Accordingly, registration of the mark herein opposed will damage eBay because Applicant's mark is likely, when used on or in connection with the services described in the opposed application, to cause confusion, or to cause mistake or to deceive. Thus Applicant's mark is unregistrable under Sections 2(d) and 3 of the United States Trademark Act, as amended, 15 U.S.C. §§1052 and 1053, and should be refused registration.

**SECOND GROUND FOR OPPOSITION:
DILUTION OF A FAMOUS MARK**

30. eBay incorporates by reference paragraphs 1 through 29, inclusive, as if fully set forth here.

31. Applicant claims a date of first Use in Commerce of December 1, 2014 for its JETBAY Mark, as stated in the application herein opposed. Upon information and belief, Applicant is already using the JETBAY Mark at www.jetbay.com.

32. EBAY is a fanciful mark and is thus highly distinctive of eBay's goods and services.

33. eBay has used the EBAY Marks since at least September 1995 for online trading services, and has expanded use of the EBAY Marks to many other goods and services, as alleged. eBay has used the EBAY Marks throughout the United States and many places around the world.

34. eBay has advertised and promoted the EBAY Marks through extensive internet, radio, television, and print advertising and promotion. eBay and the EBAY Marks have enjoyed extensive media attention. As a result of the considerable publicity afforded the EBAY Marks, and the strong and loyal base of customers that eBay enjoys for its goods and services, the EBAY Marks have a high degree of consumer recognition.

35. Apart from unauthorized infringing uses of such marks, which eBay actively and diligently polices through its enforcement program, there is no material use of any highly similar mark by others.

36. Accordingly, when the public encounters the term EBAY, it immediately associates the term with eBay, and thus the EBAY Marks are famous.

37. The EBAY Marks became famous before Applicant filed its application for the JETBAY Mark on January 2, 2015.

38. The JETBAY Mark incorporates the most distinctive and dominant part of the EBAY Marks, the "BAY" suffix, and its use is likely to cause dilution of the famous EBAY Marks. If Applicant and others are permitted to register marks similar to the EBAY Marks, the proliferation of such marks will blur and weaken the connection in consumers' minds between the EBAY Marks and eBay's goods and services.

39. Accordingly, registration of the mark herein opposed is likely to dilute the distinctive quality of eBay's famous EBAY Marks. Thus Applicant's mark is unregistrable pursuant to Sections 2(a)(d), 3, 13, and 43(c) of the United States Trademark Act, as amended, 15 U.S.C. §§1052(a)(d), 1053, 1063, 1125, and should be refused registration.

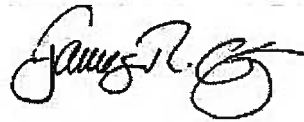
///

///

WHEREFORE, eBay requests that Application Serial No. 86/494,100 be rejected, and that no registration be issued in connection with this application, and that this opposition be sustained in favor of eBay.

Respectfully submitted,

EBAY INC.



Date: October 14, 2015

By: _____

James R. Cady
Birte Hoehne Mahyera
HOGAN LOVELLS US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, California 94025
(650) 463-4000
Attorneys for Opposer

CERTIFICATE OF ELECTRONIC TRANSMISSION


DATE OF DEPOSIT: October 14, 2015

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office Trademark Trial and Appeal Board using the Electronic System for Trademark Trials and Appeals (ESTTA) on the date indicated above.

Birte Hoehne Mahyera

CERTIFICATE OF SERVICE VIA MAIL

I, Birte Hoehne Mahyera, of Hogan Lovells US LLP, attorneys for Opposer eBay Inc., hereby certify that a true and complete copy of the foregoing NOTICE OF OPPOSITION was served on Applicant, located at 444 Castro Street Ste. 1200, Mountain View, California 94041 via postage prepaid by first-class mail on October 14, 2015.



Birte Hoehne Mahyera

EXHIBIT A

Int. Cl.: 35

Prior U.S. Cls.: 100, 101 and 102

Reg. No. 2,218,732

United States Patent and Trademark Office

Registered Jan. 19, 1999

**SERVICE MARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (CALIFORNIA CORPORATION)
2005 HAMILTON AVENUE, SUITE 350
SAN JOSE, CA 95125**

**FOR: ON-LINE TRADING SERVICES IN
WHICH SELLER POSTS ITEMS TO BE AUC-
TIONED AND BIDDING IS DONE ELECTRON-
ICALLY, AND PROVIDING EVALUATIVE
FEEDBACK AND RATINGS OF SELLERS'
GOODS AND SERVICES, THE VALUE AND
PRICES OF SELLERS' GOODS, BUYERS' AND**

**SELLERS' PERFORMANCE, DELIVERY, AND
OVERALL TRADING EXPERIENCE IN CON-
NECTION THEREWITH, IN CLASS 35 (U.S.
CLS. 100, 101 AND 102).**

**FIRST USE 9-4-1995; IN COMMERCE
9-4-1995.**

SER. NO. 75-391,661, FILED 11-17-1997.

LORI STOCKTON, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2015-10-14 19:09:53 EDT

Mark: EBAY

US Serial Number: 75391661 Application Filing Date: Nov. 17, 1997
US Registration Number: 2218732 Registration Date: Jan. 19, 1999
Register: Principal
Mark Type: Service Mark
Status: The registration has been renewed.
Status Date: Sep. 02, 2008
Publication Date: Oct. 27, 1998

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: on-line trading services in which seller posts items to be auctioned and bidding is done electronically, and providing evaluative feedback and ratings of sellers' goods and services, the value and prices of sellers' goods, buyers' and sellers' performance, delivery, and overall trading experience in connection therewith

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 04, 1995

Use in Commerce: Sep. 04, 1995

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: EBAY INC.
Owner Address: 2145 HAMILTON AVENUE
SAN JOSE, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email eBay@hoganlovells.com
Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Sep. 02, 2008	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	73376
Sep. 02, 2008	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 28, 2008	ASSIGNED TO PARALEGAL	73376
Jul. 16, 2008	TEAS SECTION 8 & 9 RECEIVED	
May 22, 2008	NOTICE OF SUIT	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 18, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Aug. 18, 2005	ASSIGNED TO PARALEGAL	68502
Jan. 14, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jan. 14, 2005	TEAS SECTION 8 & 15 RECEIVED	
Jan. 19, 1999	REGISTERED-PRINCIPAL REGISTER	
Oct. 27, 1998	PUBLISHED FOR OPPOSITION	
Sep. 25, 1998	NOTICE OF PUBLICATION	
Aug. 13, 1998	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 05, 1998	EXAMINER'S AMENDMENT MAILED	
May 12, 1998	NON-FINAL ACTION MAILED	
Apr. 22, 1998	ASSIGNED TO EXAMINER	74670
Mar. 06, 1998	CORRESPONDENCE RECEIVED IN LAW OFFICE	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jan. 19, 2009

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date In Location: Sep. 02, 2008

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: eBay Inc.

Assignment 1 of 1

Conveyance: ASSIGNMENT BY WAY OF MERGER

Reel/Frame: 2083/0298

Pages: 4

Date Recorded: May 11, 2000

Supporting Documents: assignment-tm-2083-0298.pdf

Assignor

Name: E.BAY INC. (CALIFORNIA)

Execution Date: Apr. 28, 1999

Legal Entity Type: CORPORATION

State or Country Where
Organized: CALIFORNIA

Assignee

Name: EBAY, INC. (DELAWARE)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 2125 HAMILTON AVENUE
SAN JOSE, CALIFORNIA 95125

Correspondent

Correspondent Name: COOLEY GODWARD LLP

Correspondent Address: LARISSA A. J. KEHOE, ESQ.
ONE MARITIME PLAZA
SAN FRANCISCO, CALIFORNIA 94111

Domestic Representative - Not Found

EXHIBIT B

Int. CL: 28

Prior U.S. Cls.: 22, 23, 38 and 50

Reg. No. 2,367,932

United States Patent and Trademark Office

Registered July 18, 2000

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2125 E. HAMILTON AVENUE
SAN JOSE, CA 95125**

**FIRST USE 12-15-1998; IN COMMERCE
12-15-1998.
OWNER OF U.S. REG. NO. 2,218,732.**

**FOR: CHRISTMAS TREE ORNAMENTS AND
SOFT SCULPTURE TOYS, IN CLASS 28 (U.S. CLS.
22, 23, 38 AND 50).**

SER. NO. 75-621,219, FILED 1-13-1999.

ANTHONY MERCALDI, EXAMINING ATTORNEY

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Mark: EBAY

EBAY

US Serial Number: 75621219

Application Filing Date: Jan. 13, 1999

US Registration Number: 2367932

Registration Date: Jul. 18, 2000

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jul. 03, 2010

Publication Date: Apr. 25, 2000

Mark Information

Mark Literal Elements: EBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US
Registrations: 2218732

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Christmas tree ornaments and soft sculpture toys

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 15, 1998

Use in Commerce: Dec. 15, 1998

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.

Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email EBay@hoganlovells.com

Attorney Email Yes

Address:**Authorized:****Correspondent**

Correspondent Jennifer M. Lantz and James R. Cady
Name/Address: Hogan Lovells US LLP
 4085 Campbell Avenue, Suite 100
 Menlo Park, CALIFORNIA 94025
 UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Rencio@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 03, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	70132
Jul. 03, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jun. 30, 2010	TEAS SECTION 8 & 9 RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Sep. 14, 2006	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70132
Sep. 06, 2006	ASSIGNED TO PARALEGAL	70132
Jun. 22, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jun. 22, 2006	TEAS SECTION 8 & 15 RECEIVED	
Jun. 15, 2006	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jun. 15, 2006	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Mar. 10, 2006	CASE FILE IN TICRS	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 18, 2000	REGISTERED-PRINCIPAL REGISTER	
Apr. 25, 2000	PUBLISHED FOR OPPOSITION	
Mar. 24, 2000	NOTICE OF PUBLICATION	
Feb. 13, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 05, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 02, 1999	NON-FINAL ACTION MAILED	
Aug. 02, 1999	ASSIGNED TO EXAMINER	76133
Jul. 28, 1999	ASSIGNED TO EXAMINER	69775

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 18, 2010

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date In Location: Jul. 03, 2010

EXHIBIT C

Int. Cl.: 14

Prior U.S. Cls.: 2, 27, 28, and 50

United States Patent and Trademark Office

Reg. No. 2,501,043
Registered Oct. 23, 2001

TRADEMARK
PRINCIPAL REGISTER

EBAY

EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125

OWNER OF U.S. REG. NO. 2,218,732.

FOR: CLOCKS AND WATCHES, IN CLASS 14 (U.S.
CLS. 2, 27, 28 AND 50).

SN 75-981,055, FILED 1-13-1999.

FIRST USE 5-13-1998; IN COMMERCE 5-13-1998.

LAURA KOVAISKY, EXAMINING ATTORNEY

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Mark: EBAY

US Serial Number: 75981055
US Registration Number: 2501043
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Dec. 15, 2011
Publication Date: Nov. 23, 1999
Application Filing Date: Jan. 13, 1999
Registration Date: Oct. 23, 2001
Notice of Allowance Date: Oct. 24, 2000

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US 2218732, 75620501
Registrations:
Child Of: 75620501

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: clocks and watches

International Class(es): 014 - Primary Class

U.S Class(es): 002, 027, 028, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 13, 1998

Use in Commerce: May 13, 1998

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email [eBay@hoganlovells.com](mailto:EBay@hoganlovells.com)
Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 15, 2011	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68502
Dec. 15, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	68502
Dec. 12, 2011	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 06, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED	68502
May 05, 2008	ASSIGNED TO PARALEGAL	68502
Apr. 18, 2008	TEAS SECTION 8 RECEIVED	
Jan. 19, 2007	CASE FILE IN TICRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 23, 2001	REGISTERED-PRINCIPAL REGISTER	
Jul. 11, 2001	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 11, 2001	ASSIGNED TO EXAMINER	74785
Jul. 06, 2001	STATEMENT OF USE PROCESSING COMPLETE	
Jul. 06, 2001	EXTENSION 2 GRANTED	
Jun. 04, 2001	USE AMENDMENT FILED	
Jun. 04, 2001	EXTENSION 2 FILED	
Jul. 06, 2001	DIVISIONAL PROCESSING COMPLETE	
Jun. 04, 2001	DIVISIONAL REQUEST RECEIVED	
May 14, 2001	EXTENSION 1 GRANTED	
Apr. 24, 2001	EXTENSION 1 FILED	
Oct. 24, 2000	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 28, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Nov. 23, 1999	PUBLISHED FOR OPPOSITION	
Oct. 22, 1999	NOTICE OF PUBLICATION	

Aug. 03, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 02, 1999	ASSIGNED TO EXAMINER	76133
Jul. 30, 1999	ASSIGNED TO EXAMINER	74229

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Renewal Date: Oct. 23, 2011

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Dec. 15, 2011

EXHIBIT D

Int. Cl: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 2,518,652

Registered Dec. 11, 2001

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (CALIFORNIA CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125**

FIRST USE 5-13-1998; IN COMMERCE 12-0-1998.

OWNER OF U.S. REG. NO. 2,218,732.

**FOR: CLOTHING, NAMELY, T-SHIRTS, CAPS
AND SWEATSHIRTS, IN CLASS 25 (U.S. CLS. 22
AND 39).**

SN 75-981,021, FILED 1-20-1999.

LAURA KOVAISKY, EXAMINING ATTORNEY

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Mark: EBAY

US Serial Number: 75981021 Application Filing Date: Jan. 20, 1999
US Registration Number: 2518652 Registration Date: Dec. 11, 2001
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Dec. 14, 2011
Publication Date: Apr. 11, 2000 Notice of Allowance Date: Dec. 05, 2000

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US 2218732, 75625390, 75981021
Registrations:
Child Of: 75625390

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Clothing, namely, t-shirts, caps and sweatshirts

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: May 13, 1998

Use in Commerce: Dec. 1998

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION State or Country Where Organized: CALIFORNIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email Address: ebay@hoganlovells.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 14, 2011	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	70132
Dec. 14, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70132
Dec. 12, 2011	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 26, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70132
Dec. 06, 2007	ASSIGNED TO PARALEGAL	70132
Dec. 04, 2007	TEAS SECTION 8 & 15 RECEIVED	
Jan. 08, 2007	CASE FILE IN TICRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 11, 2001	REGISTERED-PRINCIPAL REGISTER	
Jul. 27, 2001	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 27, 2001	ASSIGNED TO EXAMINER	74785
Jun. 22, 2001	STATEMENT OF USE PROCESSING COMPLETE	
Jun. 22, 2001	EXTENSION 1 GRANTED	
Jun. 04, 2001	USE AMENDMENT FILED	
Jun. 04, 2001	EXTENSION 1 FILED	
Jun. 23, 2001	DIVISIONAL PROCESSING COMPLETE	
Jun. 04, 2001	DIVISIONAL REQUEST RECEIVED	
Dec. 05, 2000	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 28, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 11, 2000	PUBLISHED FOR OPPOSITION	
Mar. 10, 2000	NOTICE OF PUBLICATION	
Aug. 11, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 09, 1999	EXAMINER'S AMENDMENT MAILED	

Aug. 04, 1999 ASSIGNED TO EXAMINER
Aug. 03, 1999 ASSIGNED TO EXAMINER

76133
74672

Maintenance Filings or Post Registration Information

Affidavit of Continued Section 8 - Accepted
Use:

Affidavit of Section 15 - Accepted
Incontestability:

Renewal Date: Dec. 11, 2011

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Dec. 14, 2011

EXHIBIT E

Int. Cl.: 20

Prior U.S. Cls.: 2, 13, 22, 25, 32 and 50

United States Patent and Trademark Office

Reg. No. 2,522,630

Registered Dec. 25, 2001

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2143 HAMILTON AVENUE
SAN JOSE, CA 95125**

FIRST USE 7-0-2000; IN COMMERCE 7-0-2000.

**FOR: PLASTIC KEY CHAIN TAGS AND PLASTIC
NOVELTY LICENSE PLATE FRAMES, IN CLASS 20
(U.S. CLS. 2, 13, 22, 25, 32 AND 50).**

SER. NO. 76-267,752, FILED 6-6-2001.

ALICE BENMAMAN, EXAMINING ATTORNEY

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Mark: EBAY

EBAY

US Serial Number: 76267752
US Registration Number: 2522630
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Dec. 16, 2011
Publication Date: Oct. 02, 2001

Application Filing Date: Jun. 06, 2001
Registration Date: Dec. 25, 2001

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: plastic key chain tags and plastic novelty license plate frames

International Class(es): 020 - Primary Class

U.S Class(es): 002, 013, 022, 025, 032, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 2000

Use In Commerce: Jul. 2000

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady
Attorney Primary Email Address: eBay@hoganlovells.com
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100

Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 16, 2011	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	64591
Dec. 16, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	64591
Dec. 12, 2011	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 20, 2007	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	64591
Dec. 17, 2007	ASSIGNED TO PARALEGAL	64591
Dec. 13, 2007	TEAS SECTION 8 & 15 RECEIVED	
Apr. 19, 2007	CASE FILE IN TICRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 25, 2001	REGISTERED-PRINCIPAL REGISTER	
Oct. 02, 2001	PUBLISHED FOR OPPOSITION	
Sep. 12, 2001	NOTICE OF PUBLICATION	
Aug. 14, 2001	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 01, 2001	ASSIGNED TO EXAMINER	73370
Aug. 01, 2001	ASSIGNED TO EXAMINER	73370

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 25, 2011

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date In Location: Dec. 16, 2011

EXHIBIT F

Int. Cl.: 18

Prior U.S. Cls.: 1, 2, 3, 22 and 41

United States Patent and Trademark Office

Reg. No. 2,578,260

Registered June 11, 2002

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125**

FIRST USE 4-0-1999; IN COMMERCE 4-0-1999.

**FOR: DUFFEL BAGS, TOTE BAGS, BACKPACKS
AND BRIEFCASES, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22
AND 41).**

SER. NO. 76-271,424, FILED 6-12-2001.

ALICE BENMAMAN, EXAMINING ATTORNEY

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Mark: EBAY

EBAY

US Serial Number: 76271424
US Registration Number: 2578260
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Jun. 14, 2012
Publication Date: Mar. 19, 2002

Application Filing Date: Jun. 12, 2001
Registration Date: Jun. 11, 2002

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: [duffel bags,] tote bags, backpacks [and briefcases]

International Class(es): 018 - Primary Class

U.S Class(es): 001, 002, 003, 022, 041

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 1999

Use In Commerce: Apr. 1999

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady
Attorney Primary Email Address: eBay@hoganlovells.com
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP

4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 14, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 14, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	70619
Jun. 14, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70619
Jun. 11, 2012	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 19, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70619
Dec. 18, 2008	ASSIGNED TO PARALEGAL	70619
Dec. 10, 2008	TEAS SECTION 8 & 15 RECEIVED	
Sep. 24, 2007	CASE FILE IN TICRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 11, 2002	REGISTERED-PRINCIPAL REGISTER	
Mar. 19, 2002	PUBLISHED FOR OPPOSITION	
Feb. 27, 2002	NOTICE OF PUBLICATION	
Jan. 15, 2002	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 18, 2001	ASSIGNED TO EXAMINER	73370
Oct. 10, 2001	ASSIGNED TO EXAMINER	67507
Aug. 30, 2001	ASSIGNED TO EXAMINER	67507

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jun. 11, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 14, 2012

EXHIBIT G

Int. Cl.: 38

Prior U.S. Cls.: 100, 101, and 104

Reg. No. 2,592,515

United States Patent and Trademark Office

Registered July 9, 2002

**SERVICE MARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2125 HAMILTON AVENUE
SAN JOSE, CA 95125**

FIRST USE 5-15-1999; IN COMMERCE 5-15-1999.

**FOR: TELECOMMUNICATIONS SERVICES,
NAMELY, THE ELECTRONIC TRANSMISSION OF
DATA AND INFORMATION; PAGING SERVICES,
IN CLASS 38 (U.S. CLS. 100, 101 AND 104).**

SN 76-022,871, FILED 4-10-2000.

LAURA KOVAISKY, EXAMINING ATTORNEY

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Mark: EBAY

EBAY

US Serial Number: 76022871
US Registration Number: 2592515
Register: Principal
Mark Type: Service Mark
Status: The registration has been renewed.
Status Date: Jul. 06, 2012
Publication Date: Dec. 05, 2000
Application Filing Date: Apr. 10, 2000
Registration Date: Jul. 09, 2002
Notice of Allowance Date: Feb. 27, 2001

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Telecommunications services, namely, the electronic transmission of data and information; paging services

International Class(es): 038 - Primary Class

U.S Class(es): 100, 101, 104

Class Status: ACTIVE

Basis: 1(a)

First Use: May 15, 1999

Use In Commerce: May 15, 1999

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2125 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady
Attorney Primary Email Address: EBay@hoganlovells.com
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100

Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 06, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jul. 06, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75184
Jul. 06, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	75184
Jul. 05, 2012	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 04, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	75184
Jul. 09, 2008	ASSIGNED TO PARALEGAL	75184
Jun. 30, 2008	TEAS SECTION 8 & 15 RECEIVED	
May 22, 2008	NOTICE OF SUIT	
Oct. 17, 2007	CASE FILE IN TIGRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 09, 2002	REGISTERED-PRINCIPAL REGISTER	
Mar. 26, 2002	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 27, 2002	STATEMENT OF USE PROCESSING COMPLETE	
Feb. 27, 2002	USE AMENDMENT FILED	
Feb. 27, 2002	EXTENSION 2 GRANTED	
Feb. 27, 2002	EXTENSION 2 FILED	
Aug. 23, 2001	EXTENSION 1 GRANTED	
Aug. 23, 2001	EXTENSION 1 FILED	
Feb. 27, 2001	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 05, 2000	PUBLISHED FOR OPPOSITION	
Nov. 03, 2000	NOTICE OF PUBLICATION	
Sep. 26, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 26, 2000	ASSIGNED TO EXAMINER	74785

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 09, 2012

TM Staff and Location Information

TM Staff information - None
File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jul. 06, 2012

EXHIBIT H

Int. Cl.: 21

Prior U.S. Cls.: 2, 13, 23, 29, 30, 33, 40 and 50

Reg. No. 2,604,374

United States Patent and Trademark Office

Registered Aug. 6, 2002

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125**

FIRST USE 4-0-1999; IN COMMERCE 4-0-1999.

**FOR: MUGS, TUMBLERS, AND WATER BOT-
TLES SOLD EMPTY; CONTAINERS FOR FOOD OR
BEVERAGES, NAMELY, LUNCH CONTAINERS
MADE OF VINYL OR NYLON, IN CLASS 21 (U.S.
CLS. 2, 13, 23, 29, 30, 33, 40 AND 50).**

SER. NO. 76-271,411, FILED 6-12-2001.

**CHRISTOPHER ADKINS, EXAMINING ATTOR-
NEY**

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Mark: EBAY

EBAY

US Serial Number: 76271411
US Registration Number: 2604374

Application Filing Date: Jun. 12, 2001

Registration Date: Aug. 06, 2002

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Aug. 06, 2012

Publication Date: May 14, 2002

Mark Information

Mark Literal Elements: EBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: mugs, tumblers, and water bottles sold empty; containers for food or beverages, namely, lunch containers made of vinyl or nylon

International Class(es): 021 - Primary Class

U.S Class(es): 002, 013, 023, 029, 030, 033, 040, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Apr. 1999

Use In Commerce: Apr. 1999

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.

Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email Address: EBay@hoganlovells.com

Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100

Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 06, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Aug. 06, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Aug. 06, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67723
Aug. 02, 2012	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 30, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Jul. 22, 2008	ASSIGNED TO PARALEGAL	67723
Jul. 10, 2008	TEAS SECTION 8 & 15 RECEIVED	
Nov. 06, 2007	CASE FILE IN TICRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 06, 2002	REGISTERED-PRINCIPAL REGISTER	
May 14, 2002	PUBLISHED FOR OPPOSITION	
Apr. 24, 2002	NOTICE OF PUBLICATION	
Nov. 27, 2001	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 23, 2001	EXAMINERS AMENDMENT MAILED	
Sep. 18, 2001	NON-FINAL ACTION MAILED	
Aug. 29, 2001	ASSIGNED TO EXAMINER	76729
Aug. 16, 2001	ASSIGNED TO EXAMINER	74818
Aug. 08, 2001	ASSIGNED TO EXAMINER	78302

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Aug. 06, 2012

TM Staff and Location Information

TM Staff information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Aug. 06, 2012

EXHIBIT I

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 2,666,767

Registered Dec. 24, 2002

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125**

OWNER OF U.S. REG. NO. 2,218,732

**FOR: CLOTHING, NAMELY, JACKETS, IN CLASS
25 (U.S. CLS. 22 AND 39).**

SN 75-625,390, FILED 1-20-1999.

FIRST USE 11-28-2000; IN COMMERCE 11-28-2000.

LAURA KOVAISKY, EXAMINING ATTORNEY

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Mark: EBAY

US Serial Number: 75625390
US Registration Number: 2666767
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Nov. 16, 2012
Publication Date: Apr. 11, 2000
Application Filing Date: Jan. 20, 1999
Registration Date: Dec. 24, 2002
Notice of Allowance Date: Dec. 05, 2000

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US 2218732
Registrations:
Parent Of: 75981021

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Clothing, namely, jackets

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 28, 2000

Use in Commerce: Nov. 28, 2000

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email Address: ebay@hoganlovells.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Nov. 16, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Nov. 16, 2012	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67603
Nov. 16, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67603
Nov. 13, 2012	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jan. 03, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67603
Dec. 19, 2008	ASSIGNED TO PARALEGAL	67603
Dec. 16, 2008	TEAS SECTION 8 & 15 RECEIVED	
Mar. 04, 2008	CASE FILE IN TICRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 24, 2002	REGISTERED-PRINCIPAL REGISTER	
Oct. 23, 2002	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 23, 2002	ASSIGNED TO EXAMINER	74785
Oct. 17, 2002	STATEMENT OF USE PROCESSING COMPLETE	
Oct. 15, 2002	EXTENSION 4 GRANTED	
Aug. 26, 2002	USE AMENDMENT FILED	
Aug. 26, 2002	EXTENSION 4 FILED	
Aug. 26, 2002	PAPER RECEIVED	
Jul. 02, 2002	EXTENSION 3 GRANTED	
Jun. 05, 2002	EXTENSION 3 FILED	
Jun. 10, 2002	PAPER RECEIVED	
Jan. 02, 2002	EXTENSION 2 GRANTED	
Dec. 05, 2001	EXTENSION 2 FILED	
Jun. 22, 2001	EXTENSION 1 GRANTED	

Jun. 04, 2001	EXTENSION 1 FILED	
Jun. 23, 2001	DIVISIONAL PROCESSING COMPLETE	
Jun. 04, 2001	DIVISIONAL REQUEST RECEIVED	
Dec. 05, 2000	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 28, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 11, 2000	PUBLISHED FOR OPPOSITION	
Mar. 10, 2000	NOTICE OF PUBLICATION	
Aug. 11, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 09, 1999	EXAMINER'S AMENDMENT MAILED	
Aug. 04, 1999	ASSIGNED TO EXAMINER	76133
Aug. 03, 1999	ASSIGNED TO EXAMINER	74672

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 24, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date In Location: Nov. 16, 2012

EXHIBIT J

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 2,700,675

Registered Mar. 25, 2003

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125**

**FOR: COMPUTER E-COMMERCE SOFTWARE
TO ALLOW USERS TO PERFORM ELECTRONIC
BUSINESS TRANSACTIONS CONDUCTED IN THE
FORM OF AN AUCTION VIA A GLOBAL COMPU-
TER NETWORK AND COMPUTER DATABASE
SOFTWARE FEATURING INFORMATION IN THE
FIELD OF HOBBIES, COLLECTIBLES AND A WIDE**

**VARIETY OF PRODUCTS, IN CLASS 9 (U.S. CLS. 21,
23, 26, 36 AND 38).**

FIRST USE 3-1-2001; IN COMMERCE 3-1-2001.

OWNER OF U.S. REG. NO. 2,218,732.

SN 75-620,479, FILED 1-13-1999.

LAURA KOVAISKY, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2015-10-14 19:27:49 EDT

Mark: EBAY

US Serial Number: 75620479
US Registration Number: 2700675

Application Filing Date: Jan. 13, 1999

Registration Date: Mar. 25, 2003

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 12, 2013

Publication Date: Jan. 09, 2001

Notice of Allowance Date: Apr. 03, 2001

Mark Information

Mark Literal Elements: EBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 2218732

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (..) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Computer e-commerce software to allow users to perform electronic business transactions conducted in the form of an auction via a global computer network and computer database software featuring information in the field of hobbies, collectibles and a wide variety of products

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2001

Use in Commerce: Mar. 01, 2001

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.

Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email Address: ebay@hoganlovells.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 12, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 12, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Mar. 12, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67723
Mar. 07, 2013	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 20, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Mar. 12, 2009	ASSIGNED TO PARALEGAL	67723
Mar. 11, 2009	TEAS SECTION 8 & 15 RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 22, 2008	NOTICE OF SUIT	
Apr. 22, 2008	CASE FILE IN TIGRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 25, 2003	REGISTERED-PRINCIPAL REGISTER	
Jan. 28, 2003	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 24, 2003	STATEMENT OF USE PROCESSING COMPLETE	
Oct. 21, 2002	USE AMENDMENT FILED	
Nov. 25, 2002	EXTENSION 3 GRANTED	
Oct. 03, 2002	EXTENSION 3 FILED	
Oct. 25, 2002	PAPER RECEIVED	
Oct. 08, 2002	PAPER RECEIVED	
May 03, 2002	EXTENSION 2 GRANTED	
Apr. 03, 2002	EXTENSION 2 FILED	
Nov. 03, 2001	EXTENSION 1 GRANTED	
Oct. 03, 2001	EXTENSION 1 FILED	

Jun. 20, 2002	PETITION TO REVIVE-GRANTED	
Nov. 09, 2001	PETITION TO REVIVE-RECEIVED	
Apr. 05, 2002	PAPER RECEIVED	
Apr. 10, 2002	ABANDONMENT - NO USE STATEMENT FILED	
Apr. 03, 2001	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 09, 2001	PUBLISHED FOR OPPOSITION	
Dec. 08, 2000	NOTICE OF PUBLICATION	
Oct. 26, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 26, 2000	ASSIGNED TO EXAMINER	74785
Aug. 25, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 11, 2000	CONTINUATION OF FINAL REFUSAL MAILED	
Jun. 13, 2000	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Jun. 07, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 10, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Feb. 24, 2000	FINAL REFUSAL MAILED	
Dec. 28, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 02, 1999	NON-FINAL ACTION MAILED	
Jul. 15, 1999	ASSIGNED TO EXAMINER	76133
Jul. 14, 1999	ASSIGNED TO EXAMINER	76071

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Mar. 25, 2013

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date In Location: Mar. 12, 2013

EXHIBIT K

Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

United States Patent and Trademark Office

Reg. No. 2,700,836

Registered Mar. 25, 2003

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2125 HAMILTON AVENUE
SAN JOSE, CA 95125**

**FOR: PUBLICATIONS, NAMELY, A SERIES OF
NONFICTION BOOKS, CONCERNING HOBBIES,
COLLECTIBLES, AUCTIONS, AND A WIDE VARI-
ETY OF PRODUCTS RELATING TO ANTIQUES,
ART LITERATURE, CULTURE, TECHNOLOGY,
TRAVEL, SPORTS, ENTERTAINMENT, HOME
FURNISHINGS, GARDEN ITEMS, MUSICAL IN-
STRUMENTS, MOTOR VEHICLES, TOYS AND
GAMES, FASHION, JEWELRY, ELECTRONICS,
PHOTOGRAPHY, HOLIDAY RELATED ITEMS,**

**FILM AND VIDEO; PAPER AND STATIONERY
ITEMS, NAMELY, MEMO PADS, PAPER POST-
CARDS, BUMPER STICKERS, CALENDARS, DEC-
ORATIVE STICKERS AND DECALS, IN CLASS 16
(U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).**

FIRST USE 11-0-1999; IN COMMERCE 11-0-1999.

OWNER OF U.S. REG. NO. 2,218,732.

SN 75-983,141, FILED 1-13-1999.

LAURA KOVAISKY, EXAMINING ATTORNEY

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Mark: EBAY

US Serial Number: 75983141
US Registration Number: 2700836
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Mar. 12, 2013
Publication Date: Aug. 15, 2000
Application Filing Date: Jan. 13, 1999
Registration Date: Mar. 25, 2003
Notice of Allowance Date: Nov. 07, 2000

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US 2218732, 75620500
Registrations:
Child Of: 75620500

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: PUBLICATIONS, NAMELY, A SERIES OF NONFICTION BOOKS, CONCERNING HOBBIES, COLLECTIBLES, AUCTIONS, AND A WIDE VARIETY OF PRODUCTS RELATING TO ANTIQUES, ART LITERATURE, CULTURE, TECHNOLOGY, TRAVEL, SPORTS, ENTERTAINMENT, HOME FURNISHINGS, GARDEN ITEMS, MUSICAL INSTRUMENTS, MOTOR VEHICLES, TOYS AND GAMES, FASHION, JEWELRY, ELECTRONICS, PHOTOGRAPHY, HOLIDAY RELATED ITEMS, FILM AND VIDEO; PAPER AND STATIONERY ITEMS, NAMELY, MEMO PADS, [PAPER POSTCARDS, BUMPER STICKERS, CALENDARS, DECORATIVE STICKERS AND DECALS]

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 1999

Use In Commerce: Nov. 1999

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue

San Jose, CALIFORNIA 95125
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email Address: ebay@hoganlovells.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 12, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 12, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	71378
Mar. 12, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	71378
Mar. 07, 2013	TEAS SECTION 8 & 9 RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 25, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	71378
Mar. 16, 2009	ASSIGNED TO PARALEGAL	71378
Mar. 13, 2009	TEAS SECTION 8 & 15 RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr. 24, 2008	CASE FILE IN TICRS	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 25, 2003	REGISTERED-PRINCIPAL REGISTER	
Jan. 31, 2003	PAPER RECEIVED	
Feb. 03, 2003	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 03, 2003	ASSIGNED TO EXAMINER	74785
Jan. 16, 2003	STATEMENT OF USE PROCESSING COMPLETE	
Jan. 16, 2003	EXTENSION 4 GRANTED	
Nov. 07, 2002	USE AMENDMENT FILED	
Nov. 07, 2002	EXTENSION 4 FILED	
Jan. 21, 2003	DIVISIONAL PROCESSING COMPLETE	
Nov. 12, 2002	DIVISIONAL REQUEST RECEIVED	
Nov. 12, 2002	PAPER RECEIVED	

May 30, 2002	EXTENSION 3 GRANTED	
May 07, 2002	EXTENSION 3 FILED	
May 10, 2002	PAPER RECEIVED	
Apr. 02, 2002	EXTENSION 2 GRANTED	
Nov. 07, 2001	EXTENSION 2 FILED	
Aug. 10, 2001	EXTENSION 1 GRANTED	
May 07, 2001	EXTENSION 1 FILED	
Mar. 21, 2002	PETITION TO REVIVE-GRANTED	
May 24, 2001	PETITION TO REVIVE-RECEIVED	
Sep. 01, 2001	ABANDONMENT - NO USE STATEMENT FILED	
Nov. 07, 2000	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 15, 2000	PUBLISHED FOR OPPOSITION	
Jul. 14, 2000	NOTICE OF PUBLICATION	
Jun. 07, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 10, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Mar. 06, 2000	FINAL REFUSAL MAILED	
Dec. 28, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 02, 1999	NON-FINAL ACTION MAILED	
Jul. 29, 1999	ASSIGNED TO EXAMINER	76133
Jul. 27, 1999	ASSIGNED TO EXAMINER	76732

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Mar. 25, 2013

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Mar. 12, 2013

EXHIBIT L

Int. Cl.: 38

Prior U.S. Cls.: 100, 101, and 104

United States Patent and Trademark Office

Reg. No. 2,744,717

Registered July 29, 2003

**SERVICE MARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125**

FIRST USE 5-0-1996; IN COMMERCE 5-0-1996.

**FOR: PROVIDING AN ONLINE, INTERACTIVE
BULLETIN BOARD FOR THE TRANSMISSION OF
MESSAGES AMONG COMPUTER USERS CON-
CERNING HOBBIES, COLLECTIBLES, TRADING,
AND THE SALE OF ITEMS VIA A GLOBAL COM-
PUTER NETWORK, IN CLASS 38 (U.S. CLS. 100, 101
AND 104).**

**OWNER OF U.S. REG. NOS. 2,218,732, 2,367,895,
AND 2,367,932.**

EN 76-973,318, FILED 4-10-2000.

LAURA KOVAISKY, EXAMINING ATTORNEY

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Mark: EBAY

EBAY

US Serial Number: 76975318

Application Filing Date: Apr. 10, 2000

US Registration Number: 2744717

Registration Date: Jul. 29, 2003

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jun. 21, 2013

Publication Date: May 15, 2001

Notice of Allowance Date: Aug. 07, 2001

Mark Information

Mark Literal Elements: EBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 2218732, 2367895, 2367932, 76022874

Child Of: 76022874

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Providing an online, interactive bulletin board for the transmission of messages among computer users concerning hobbies, collectibles, trading, and the sale of items via a global computer network

International Class(es): 038 - Primary Class

U.S Class(es): 100, 101, 104

Class Status: ACTIVE

Basis: 1(a)

First Use: May 1996

Use in Commerce: May 1996

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.

Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email Address: ebay@hoganlovells.com

Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 21, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 21, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	59136
Jun. 21, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	59136
Jun. 19, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jun. 19, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 31, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	59136
Jul. 27, 2009	TEAS SECTION 8 & 15 RECEIVED	
Mar. 09, 2009	CASE FILE IN TICRS	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 22, 2008	NOTICE OF SUIT	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 29, 2003	REGISTERED-PRINCIPAL REGISTER	
May 22, 2003	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 24, 2003	STATEMENT OF USE PROCESSING COMPLETE	
Feb. 07, 2003	USE AMENDMENT FILED	
Mar. 24, 2003	DIVISIONAL PROCESSING COMPLETE	
Feb. 10, 2003	DIVISIONAL REQUEST RECEIVED	
Mar. 24, 2003	EXTENSION 3 GRANTED	
Feb. 07, 2003	EXTENSION 3 FILED	
Feb. 10, 2003	PAPER RECEIVED	
Sep. 16, 2002	EXTENSION 2 GRANTED	
Aug. 07, 2002	EXTENSION 2 FILED	
Aug. 09, 2002	PAPER RECEIVED	
Feb. 28, 2002	EXTENSION 1 GRANTED	
Feb. 06, 2002	EXTENSION 1 FILED	
Aug. 07, 2001	NOA MAILED - SOU REQUIRED FROM APPLICANT	

May 15, 2001	PUBLISHED FOR OPPOSITION
May 02, 2001	NOTICE OF PUBLICATION
Feb. 22, 2001	APPROVED FOR PUB - PRINCIPAL REGISTER
Dec. 22, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE
Oct. 17, 2000	NON-FINAL ACTION MAILED

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 29, 2013

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 21, 2013

EXHIBIT M

Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

United States Patent and Trademark Office

Reg. No. 2,810,863

Registered Feb. 3, 2004

**TRADEMARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125**

**FOR: PUBLICATIONS, NAMELY A SERIES OF
NONFICTION BOOKS CONCERNING HOBBIES,
COLLECTIBLES, AUCTIONS, AND A WIDE VARI-
ETY OF PRODUCTS RELATING TO ANTIQUES,
ART, LITERATURE, CULTURE, TECHNOLOGY,
TRAVEL, SPORTS, ENTERTAINMENT, HOME
FURNISHINGS, GARDEN ITEMS, MUSICAL IN-
STRUMENTS, MOTOR VEHICLES, TOYS AND
GAMES, FASHION, JEWELRY, ELBCTRONICS,
PHOTOGRAPHY, HOLIDAY RELATED ITEMS,
FILM AND VIDEO; PAPER AND STATIONERY**

**ITEMS, NAMELY, GREETING CARDS, MEMOR-
ANDUM BOARDS, MEMO PADS, PAPER POST-
CARDS, STATIONERY, PENS, BUMPER STICKERS,
CALENDARS AND DECORATIVE STICKERS AND
DECALS, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38
AND 50).**

FIRST USE 12-10-2002; IN COMMERCE 12-10-2002.

OWNER OF U.S. REG. NO. 2,218,732.

SN 75-620,500, FILED 1-13-1999.

LAURA KOVAISKY, EXAMINING ATTORNEY

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Mark: EBAY

US Serial Number: 75620500

Application Filing Date: Jan. 13, 1999

US Registration Number: 2810863

Registration Date: Feb. 03, 2004

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jun. 12, 2014

Publication Date: Aug. 15, 2000

Notice of Allowance Date: Nov. 07, 2000

Mark Information

Mark Literal Elements: EBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US 2218732, 75983141
Registrations:

Parent Of: 75983141

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: PUBLICATIONS, namely, A SERIES OF NONFICTION BOOKS CONCERNING HOBBIES, COLLECTIBLES, AUCTIONS, AND A WIDE VARIETY OF PRODUCTS RELATING TO ANTIQUES, ART, LITERATURE, CULTURE, TECHNOLOGY, TRAVEL, SPORTS, ENTERTAINMENT, HOME FURNISHINGS, GARDEN ITEMS, MUSICAL INSTRUMENTS, MOTOR VEHICLES, TOYS AND GAMES, FASHION, JEWELRY, ELECTRONICS, PHOTOGRAPHY, HOLIDAY RELATED ITEMS, FILM AND VIDEO; PAPER AND STATIONERY ITEMS, NAMELY, [GREETING CARDS,] MEMORANDUM BOARDS, MEMO PADS, PAPER [POSTCARDS], STATIONERY, PENS, [BUMPER STICKERS,] CALENDARS AND DECORATIVE STICKERS [AND DECALS]

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 10, 2002

Use in Commerce: Dec. 10, 2002

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.

Owner Address: 2145 Hamilton Avenue

San Jose, CALIFORNIA 95125
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady
Attorney Primary Email: ebay@hoganlovells.com
Address:

Docket Number: 37830.000102

Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 12, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 12, 2014	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Jun. 12, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67723
Jun. 11, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
May 21, 2014	TEAS SECTION 8 & 9 RECEIVED	
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 08, 2011	CASE FILE IN TICRS	
Feb. 25, 2011	CASE FILE IN TICRS	
Nov. 24, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76533
Nov. 24, 2009	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76533
Nov. 13, 2009	TEAS SECTION 8 & 15 RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 26, 2004	SEC 7 REQUEST FILED	
Feb. 03, 2004	REGISTERED-PRINCIPAL REGISTER	
Dec. 02, 2003	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 24, 2003	ASSIGNED TO EXAMINER	74785
Nov. 19, 2003	STATEMENT OF USE PROCESSING COMPLETE	
Nov. 06, 2003	USE AMENDMENT FILED	
Nov. 06, 2003	TEAS STATEMENT OF USE RECEIVED	
May 23, 2003	EXTENSION 5 GRANTED	
Apr. 30, 2003	EXTENSION 5 FILED	

Apr. 30, 2003	TEAS EXTENSION RECEIVED	
Jan. 16, 2003	EXTENSION 4 GRANTED	
Nov. 07, 2002	EXTENSION 4 FILED	
Jan. 21, 2003	DIVISIONAL PROCESSING COMPLETE	
Nov. 12, 2002	DIVISIONAL REQUEST RECEIVED	
Nov. 12, 2002	PAPER RECEIVED	
May 30, 2002	EXTENSION 3 GRANTED	
May 07, 2002	EXTENSION 3 FILED	
May 10, 2002	PAPER RECEIVED	
Apr. 02, 2002	EXTENSION 2 GRANTED	
Nov. 07, 2001	EXTENSION 2 FILED	
Aug. 10, 2001	EXTENSION 1 GRANTED	
May 07, 2001	EXTENSION 1 FILED	
Mar. 21, 2002	PETITION TO REVIVE-GRANTED	
May 24, 2001	PETITION TO REVIVE-RECEIVED	
Sep. 01, 2001	ABANDONMENT - NO USE STATEMENT FILED	
Nov. 07, 2000	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 15, 2000	PUBLISHED FOR OPPOSITION	
Jul. 14, 2000	NOTICE OF PUBLICATION	
Jun. 07, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 10, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Mar. 06, 2000	FINAL REFUSAL MAILED	
Dec. 28, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 02, 1999	NON-FINAL ACTION MAILED	
Jul. 29, 1999	ASSIGNED TO EXAMINER	76133
Jul. 27, 1999	ASSIGNED TO EXAMINER	76732

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Feb. 03, 2014

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 12, 2014

EXHIBIT N

Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

United States Patent and Trademark Office

Reg. No. 2,913,401

Registered Dec. 21, 2004

**SERVICE MARK
PRINCIPAL REGISTER**

EBAY

**EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125**

**THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.**

**FOR: PROVIDING SWEEPSTAKES, GAMES OF
CHANCE AND CONTESTS VIA THE INTERNET, IN
CLASS 41 (U.S. CLS. 100, 101 AND 107).**

SER. NO. 78-384,624, FILED 3-15-2004.

FIRST USE 1-0-1999; IN COMMERCE 1-0-1999.

CAROLYN GRAY, EXAMINING ATTORNEY

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Mark: EBAY

EBAY

US Serial Number: 78384624 Application Filing Date: Mar. 15, 2004
US Registration Number: 2913401 Registration Date: Dec. 21, 2004
Register: Principal
Mark Type: Service Mark
Status: The registration has been renewed.
Status Date: Dec. 12, 2014
Publication Date: Sep. 28, 2004

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Providing sweepstakes, games of chance and contests via the internet

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1999

Use in Commerce: Jan. 1999

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady
Attorney Primary Email: eBay@hoganlovells.com Attorney Email: Yes

Address: _____

Authorized: _____

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com
Pam.Rolph@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Dec. 12, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Dec. 12, 2014	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	77315
Dec. 12, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	77315
Dec. 12, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Nov. 21, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 21, 2014	TEAS SECTION 8 & 9 RECEIVED	
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 22, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68335
Dec. 21, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68335
Dec. 03, 2010	TEAS SECTION 8 & 15 RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 07, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 21, 2004	REGISTERED-PRINCIPAL REGISTER	
Sep. 28, 2004	PUBLISHED FOR OPPOSITION	
Sep. 08, 2004	NOTICE OF PUBLICATION	
Jul. 27, 2004	LAW OFFICE PUBLICATION REVIEW COMPLETED	70629
Jul. 27, 2004	ASSIGNED TO LIE	70629
Jul. 22, 2004	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 22, 2004	ASSIGNED TO EXAMINER	67523
Mar. 29, 2004	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 21, 2014

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Dec. 12, 2014

EXHIBIT O

Int. Cl.: 41

Prior U.S. Cls.: 100, 101, and 107

United States Patent and Trademark Office

Reg. No. 2,926,481
Registered Feb. 15, 2005

SERVICE MARK
PRINCIPAL REGISTER

EBAY

EBAY INC. (DELAWARE CORPORATION)
2143 HAMILTON AVENUE
SAN JOSE, CA 95125

FIRST USE 6-26-2003; IN COMMERCE 6-26-2003.

FOR: ENTERTAINMENT SERVICES, NAMELY
PROVIDING A RADIO PROGRAM IN THE FIELDS
OF HOBBIES, COLLECTIBLES, TRADING AND
AUCTIONS, IN CLASS 41 (U.S. CLS. 100, 101 AND
107).

OWNER OF U.S. REG. NOS. 2,218,732, 2,367,893,
AND 2,367,932.

SN 76-022,893, FILED 4-10-2000.

LAURA KOVAISKY, EXAMINING ATTORNEY

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Mark: EBAY

EBAY

US Serial Number: 76022893

Application Filing Date: Apr. 10, 2000

US Registration Number: 2926481

Registration Date: Feb. 15, 2005

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Dec. 18, 2014

Publication Date: Apr. 24, 2001

Notice of Allowance Date: Jul. 17, 2001

Mark Information

Mark Literal Elements: EBAY

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 2218732, 2367895, 2367932

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Entertainment services, namely, providing a radio program in the fields of hobbies, collectibles, trading and auctions

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 26, 2003

Use in Commerce: Jun. 26, 2003

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.

Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady

Attorney Primary Email eBay@hoganlovells.com

Attorney Email Yes

Address:

Authorized:

Correspondent

Correspondent Jennifer M. Lantz and James R. Cady
Name/Address: Hogan Lovells US LLP
 4085 Campbell Avenue, Suite 100
 Menlo Park, CALIFORNIA 94025
 UNITED STATES

Phone: (650) 463-4000

Fax: (650) 463-4199

Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com
ells.com Pam.Rolph@hoganlovells.com Rosario.Renojo@hoganlovells.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Dec. 18, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Dec. 18, 2014	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	70131
Dec. 18, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70131
Dec. 11, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70131
Nov. 21, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 21, 2014	TEAS SECTION 8 & 9 RECEIVED	
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 24, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 24, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 16, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	75461
Feb. 16, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75461
Feb. 03, 2011	TEAS SECTION 8 & 15 RECEIVED	
Feb. 04, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 04, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 31, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 31, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 27, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 15, 2005	REGISTERED-PRINCIPAL REGISTER	
Dec. 16, 2004	LAW OFFICE REGISTRATION REVIEW COMPLETED	76985
Dec. 14, 2004	ASSIGNED TO LIE	76985
Dec. 06, 2004	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 06, 2004	AMENDMENT FROM APPLICANT ENTERED	76869
Jul. 26, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	76869
Jul. 26, 2004	PAPER RECEIVED	
Jul. 12, 2004	FINAL REFUSAL MAILED	
Jun. 28, 2004	AMENDMENT FROM APPLICANT ENTERED	72589
Jun. 28, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	72589
Jun. 28, 2004	PAPER RECEIVED	
Feb. 27, 2004	NON-FINAL ACTION MAILED	
Feb. 24, 2004	ASSIGNED TO EXAMINER	74785
Feb. 23, 2004	CASE FILE IN TICRS	
Feb. 20, 2004	STATEMENT OF USE PROCESSING COMPLETE	
Feb. 19, 2004	EXTENSION 5 GRANTED	
Jan. 16, 2004	USE AMENDMENT FILED	
Jan. 16, 2004	EXTENSION 5 FILED	

Jan. 16, 2004	TEAS STATEMENT OF USE RECEIVED	
Jan. 16, 2004	TEAS EXTENSION RECEIVED	
May 14, 2003	EXTENSION 4 GRANTED	
May 14, 2003	EXTENSION 4 FILED	
May 13, 2003	TEAS EXTENSION RECEIVED	
Jan. 06, 2003	EXTENSION 3 GRANTED	
Jan. 06, 2003	EXTENSION 3 FILED	
Jan. 06, 2003	PAPER RECEIVED	
Aug. 14, 2002	EXTENSION 2 GRANTED	
Jul. 15, 2002	EXTENSION 2 FILED	
Jul. 17, 2002	PAPER RECEIVED	
May 21, 2002	EXTENSION 1 GRANTED	
Jan. 17, 2002	EXTENSION 1 FILED	
Jul. 17, 2001	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 24, 2001	PUBLISHED FOR OPPOSITION	
Apr. 11, 2001	NOTICE OF PUBLICATION	
Jan. 29, 2001	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 20, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 03, 2000	NON-FINAL ACTION MAILED	
Sep. 28, 2000	ASSIGNED TO EXAMINER	74785
Sep. 27, 2000	ASSIGNED TO EXAMINER	59228
Sep. 26, 2000	ASSIGNED TO EXAMINER	75591
Sep. 18, 2000	ASSIGNED TO EXAMINER	59228

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Feb. 15, 2015

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Dec. 18, 2014

EXHIBIT P

United States of America
United States Patent and Trademark Office

ebay

Reg. No. 4,408,423

Registered Sep. 24, 2013

Int. Cls.: 35, 36, and 38

SERVICE MARK

PRINCIPAL REGISTER

EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125

FOR: ONLINE TRADING SERVICES, NAMELY, OPERATING ONLINE MARKETPLACES FOR SELLERS AND BUYERS OF GOODS AND SERVICES; ONLINE TRADING SERVICES IN WHICH SELLERS POST PRODUCTS OR SERVICES TO BE OFFERED FOR SALE, AND PURCHASING OR BIDDING IS DONE VIA THE INTERNET IN ORDER TO FACILITATE THE SALE OF GOODS AND SERVICES BY OTHERS VIA A COMPUTER NETWORK; PROVIDING EVALUATIVE FEEDBACK AND RATINGS OF SELLERS' GOODS AND SERVICES, THE VALUE AND PRICES OF SELLERS' GOODS AND SERVICES, BUYERS' AND SELLERS' PERFORMANCE, DELIVERY, AND OVERALL TRADING EXPERIENCE IN CONNECTION THEREWITH; PROVIDING A SEARCHABLE ONLINE ADVERTISING GUIDE FEATURING THE GOODS AND SERVICES OF ONLINE VENDORS; PROVIDING A SEARCHABLE ONLINE EVALUATION DATABASE FOR BUYERS AND SELLERS; ADVERTISING AND ADVERTISEMENT SERVICES; BUSINESS SERVICES IN THE NATURE OF INTELLECTUAL PROPERTY CLAIMS MANAGEMENT, NAMELY, PROCESSING AND ADMINISTRATION OF CLAIMS OF INTELLECTUAL PROPERTY OWNERS AGAINST THIRD PARTY SELLERS; IDENTIFICATION VERIFICATION SERVICES, NAMELY, CONFIRMING AUTHENTICITY OF ENVIRONMENTALLY FRIENDLY PRODUCTS, PRODUCERS AND SELLERS FOR THE PURPOSES OF HELPING CONSUMERS MAKE INFORMED PURCHASING DECISIONS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 10-10-2012; IN COMMERCE 10-10-2012.



FOR: REAL ESTATE LISTING SERVICES; CLASSIFIED REAL ESTATE LISTINGS OF APARTMENT RENTALS, HOUSING RENTALS AND VACATION RENTALS; PROVIDING PURCHASE PROTECTION SERVICES IN THE FIELD OF ONLINE TRADING OF GOODS AND SERVICES BY OTHERS VIA A GLOBAL COMPUTER NETWORK; CHARITABLE FUNDRAISING SERVICES, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 10-10-2012; IN COMMERCE 10-10-2012.

Lisa M. Smith
Deputy Director of the United States Patent and Trademark Office

FOR: TELECOMMUNICATIONS SERVICES, NAMELY, THE ELECTRONIC TRANSMISSION OF DATA AND INFORMATION; ELECTRONIC MESSAGING; PROVIDING AN ONLINE, INTERACTIVE BULLETIN BOARD FOR THE TRANSMISSION OF MESSAGES AMONG COMPUTER USERS CONCERNING HOBBIES, COLLECTIBLES, TRADING, AND THE SALE

Reg. No. 4,408,423 OF GOODS AND SERVICES VIA A GLOBAL COMPUTER NETWORK, IN CLASS 38 (U.S. CLS. 100, 101 AND 104).

FIRST USE 10-10-2012; IN COMMERCE 10-10-2012.

OWNER OF U.S. REG. NOS. 2,218,732, 2,744,717, AND OTHERS.

THE COLOR(S) RED, BLUE, YELLOW AND GREEN IS/ARE CLAIMED AS A FEATURE OF THE MARK.

THE MARK CONSISTS OF THE LETTERS "EBAY" ALL IN LOWER CASE, EACH IN THE COLOR RED, BLUE, YELLOW AND GREEN RESPECTIVELY.

SN 85-727,676, FILED 9-12-2012.

WILLIAM JACKSON, EXAMINING ATTORNEY

Generated on: This page was generated by TSDR on 2015-10-14 19:35:14 EDT

Mark: EBAY



US Serial Number: 85727676
US Registration Number: 4408423
Register: Principal
Mark Type: Service Mark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Sep. 24, 2013
Publication Date: Mar. 12, 2013
Application Filing Date: Sep. 12, 2012
Registration Date: Sep. 24, 2013
Notice of Allowance Date: May 07, 2013

Mark Information

Mark Literal Elements: EBAY
Standard Character Claim: No
Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM
Description of Mark: The mark consists of the letters "ebay" all in lower case, each in the color red, blue, yellow and green respectively.
Color Drawing: Yes
Color(s) Claimed: The color(s) red, blue, yellow and green is/are claimed as a feature of the mark.

Related Properties Information

Claimed Ownership of US Registrations: 2218732, 2410023, 2744717 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks * . * identify additional (new) wording in the goods/services.

For: Online trading services, namely, operating online marketplaces for sellers and buyers of goods and services; online trading services in which sellers post products or services to be offered for sale, and purchasing or bidding is done via the Internet in order to facilitate the sale of goods and services by others via a computer network; providing evaluative feedback and ratings of sellers' goods and services, the value and prices of sellers' goods and services, buyers' and sellers' performance, delivery, and overall trading experience in connection therewith; providing a searchable online advertising guide featuring the goods and services of online vendors; providing a searchable online evaluation database for buyers and sellers; advertising and advertisement services; business services in the nature of intellectual property claims management, namely, processing and administration of claims of intellectual property owners against third party sellers; identification verification services, namely, confirming authenticity of environmentally friendly products, producers and sellers for the purposes of helping consumers make informed purchasing decisions

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 10, 2012

Use In Commerce: Oct. 10, 2012

For: Real estate listing services; classified real estate listings of apartment rentals, housing rentals and vacation rentals; providing purchase protection services in the field of online trading of goods and services by others via a global computer network; charitable fundraising services

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 10, 2012

Use In Commerce: Oct. 10, 2012

For: Telecommunications services, namely, the electronic transmission of data and information; electronic messaging; providing an online, interactive bulletin board for the transmission of messages among computer users concerning hobbies, collectibles, trading, and the sale of goods and services via a global computer network

International Class(es): 038 - Primary Class

U.S Class(es): 100, 101, 104

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 10, 2012

Use in Commerce: Oct. 10, 2012

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
 Owner Address: 2145 Hamilton Avenue
 San Jose, CALIFORNIA 95125
 UNITED STATES
 Legal Entity Type: CORPORATION
 State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jennifer M. Lantz and James R. Cady
 Attorney Primary Email Address: ebay@hoganlovells.com
 Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jennifer M. Lantz and James R. Cady
 Hogan Lovells US LLP
 4085 Campbell Avenue, Suite 100
 Menlo Park, CALIFORNIA 94025
 UNITED STATES
 Phone: (650) 463-4000
 Fax: (650) 463-4199
 Correspondent e-mail: ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com
 Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 24, 2013	REGISTERED-PRINCIPAL REGISTER	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 20, 2013	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Aug. 17, 2013	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213
Aug. 14, 2013	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 23, 2013	STATEMENT OF USE PROCESSING COMPLETE	65362
Jun. 27, 2013	USE AMENDMENT FILED	65362
Jul. 23, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Jun. 27, 2013	TEAS STATEMENT OF USE RECEIVED	
May 07, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 12, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 12, 2013	PUBLISHED FOR OPPOSITION	
Feb. 20, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 04, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Jan. 29, 2013	ASSIGNED TO LIE	66213

Jan. 16, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 16, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 16, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 16, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 16, 2013	EXAMINERS AMENDMENT -WRITTEN	74666
Jan. 15, 2013	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Jan. 10, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 10, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 10, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 10, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 10, 2013	EXAMINERS AMENDMENT -WRITTEN	74666
Jan. 07, 2013	ASSIGNED TO EXAMINER	74666
Sep. 26, 2012	TEAS AMENDMENT ENTERED BEFORE ATTORNEY ASSIGNED	88889
Sep. 26, 2012	TEAS VOLUNTARY AMENDMENT RECEIVED	
Sep. 18, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 15, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Aug. 17, 2013

Proceedings

Summary

Number of Proceedings: 4

Type of Proceeding: Opposition

Proceeding Number: 91223460

Filing Date: Aug 24, 2015

Status: Pending

Status Date: Aug 24, 2015

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Fitbay, Inc.

Correspondent Address: COREY A. DONALDSON
KOPPEL PATRICK HEYBL & PHILPOTT
2815 TOWNSGATE RD STE 215
WESTLAKE VILLAGE CA , 91361-5827

Correspondent e-mail: generalmail@koppelpatent.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FITBAY	Opposition Pending	<u>86199171</u>	

Plaintiff(s)

Name: eBay Inc.

Correspondent Address: James R. Cady and Jennifer M. Lantz
Hogan Lovells US LLP
4085 Campbell Ave., Suite 100
Menlo Park CA , 94025
UNITED STATES

Correspondent e-mail: generalmail@koppelpatent.com , cdonaldson@koppelpatent.com , bphilpott@koppelpatent.com , jjirkovsky@koppelpatent.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>
EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>

EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>
EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>
EBAY CLASSIFIEDS GROUP	Registered	<u>85778230</u>	<u>4338835</u>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 24, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 24, 2015	Oct 03, 2015
3	PENDING, INSTITUTED	Aug 24, 2015	
4	STIP TO SUSP PEND SETTLE NEGOTIATIONS	Oct 01, 2015	
5	SUSPENDED	Oct 01, 2015	

Type of Proceeding: Opposition

Proceeding Number: 91221774

Filing Date: Apr 30, 2015

Status: Pending

Status Date: Apr 30, 2015

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: WAVYBAY LLC

Correspondent Address: WAVYBAY LLC
103 WEATHERHILL CT
HAINESPORT NJ , 08036
UNITED STATES

Correspondent e-mail: WAVYBAY@COMCAST.NET; bodonnell36@comcast

Associated marks

Mark	Application Status	Serial Number	Registration Number
WAVYBAY	Opposition Pending	<u>86313852</u>	
Plaintiff(s)			

Name: eBay Inc.

Correspondent Address: James R. Cady and Jennifer M. Lantz
Hogan Lovells US LLP
4085 Campbell Ave., Suite 100
Menlo Park CA , 94025
UNITED STATES

Correspondent e-mail: norcal.ebay@hoganlovells.com , ebay@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>
EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>
EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>

EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>
EBAY CLASSIFIEDS GROUP	Registered	<u>85778230</u>	<u>4338835</u>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 30, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 01, 2015	Jun 10, 2015
3	PENDING, INSTITUTED	May 01, 2015	
4	STIP FOR EXT	Jun 08, 2015	
5	EXTENSION OF TIME GRANTED	Jun 08, 2015	
6	STIP FOR EXT	Jul 09, 2015	
7	EXTENSION OF TIME GRANTED	Jul 09, 2015	
8	INADVERTENT FILING	Sep 08, 2015	
9	STIP FOR EXT	Sep 08, 2015	
10	EXTENSION OF TIME GRANTED	Sep 08, 2015	

Type of Proceeding: Opposition

Proceeding Number: 91219286

Filing Date: Nov 11, 2014

Status: Pending

Status Date: Nov 11, 2014

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Fitbay, Inc.

Correspondent Address: COREY A DONALDSON
KOPPEL PATRICK HEYBL & PHILPOTT
2815 TOWNSGATE ROAD, SUITE 215
WESTLAKE VILLAGE CA , 91361-5827
UNITED STATES

Correspondent e-mail: generalmail@koppelpatent.com , cdonaldson@koppelpatent.com , jjirkovsky@koppelpatent.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FITBAY	Opposition Pending	<u>86199157</u>	

Plaintiff(s)

Name: eBay Inc.

Correspondent Address: JAMES R CADY
HOGAN LOVELLS US LLP
4085 CAMPBELL AVENUE, SUITE 100
MENLO PARK CA , 94025
UNITED STATES

Correspondent e-mail: norcal.ebay@hoganlovells.com , ebay@hoganlovells.com , james.cady@hoganlovells.com , jennifer.lantz@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>

EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>
EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>
EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>
EBAY CLASSIFIEDS GROUP	Registered	<u>85778230</u>	<u>4338835</u>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 11, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 12, 2014	Dec 22, 2014
3	PENDING, INSTITUTED	Nov 12, 2014	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2014	
5	EXTENSION OF TIME GRANTED	Dec 31, 2014	
6	D MOT FOR EXT W/ CONSENT	Jan 19, 2015	
7	EXTENSION OF TIME GRANTED	Jan 19, 2015	
8	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 20, 2015	
9	SUSPENDED	Feb 20, 2015	
10	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 16, 2015	
11	SUSPENDED	Apr 16, 2015	
12	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 16, 2015	
13	SUSPENDED	Jun 16, 2015	
14	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 17, 2015	
15	SUSPENDED	Aug 17, 2015	
16	D MOT FOR EXT W/ CONSENT	Sep 18, 2015	
17	EXTENSION OF TIME GRANTED	Sep 19, 2015	

Type of Proceeding: Opposition

Proceeding Number: 91216820

Filing Date: Jun 11, 2014

Status: Terminated

Status Date: Sep 30, 2014

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: Edubay L.L.C., and Capps Joseph John

Correspondent Address: EDUBAY LLC
109 N 3RD ST APT 202
MARSHALL MN , 56258 1367
UNITED STATES

Correspondent e-mail: info@edubay.biz

Associated marks

Mark	Application Status	Serial Number	Registration Number
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EDUBAY

Abandoned - After Inter-Partes Decision

86065103

Plaintiff(s)

Name: eBay Inc.

Correspondent Address: JAMES R CADY
HOGAN LOVELLS US LLP
4085 CAMPBELL AVE, SUITE 100
MENLO PARK CA , 94025
UNITED STATES

Correspondent e-mail: James.Cady@hoganlovells.com, Jennifer.Lantz@hoganlovells.com, Megan.McConnell@hoganlovells.com, Rosario.Renojo@hoganlovells.com, ebay@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	75391661	2218732
EBAY	Renewed	75621219	2367932
EBAY	Renewed	75981055	2501043
EBAY	Renewed	75981021	2518652
EBAY	Renewed	76267752	2522630
EBAY	Renewed	76271424	2578260
EBAY	Renewed	76022871	2592515
EBAY	Renewed	76271411	2604374
EBAY	Renewed	75625390	2666767
EBAY	Renewed	75620479	2700675
EBAY	Renewed	75983141	2700836
EBAY	Renewed	76975318	2744717
EBAY	Renewed	75620500	2810863
EBAY	Cancelled - Section 8	76233282	2847996
EBAY	Renewed	78384624	2913401
EBAY	Renewed	76022893	2926481
EBAY	Registered	85727676	4408423
EBAY	Fourth Extension - Granted	85727672	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	85376647	4105599
EBAY CLASSIFIEDS GROUP	Registered	85778230	4338835

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 11, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 11, 2014	Jul 21, 2014
3	PENDING, INSTITUTED	Jun 11, 2014	
4	NOTICE OF DEFAULT	Aug 18, 2014	
5	BD DECISION: SUSTAINED	Sep 30, 2014	
6	TERMINATED	Sep 30, 2014	

EXHIBIT Q



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**Word Mark
Goods and
Services**

EBAY

IC 009. US 021 023 026 036 038. G & S: Mouse pads; computer e-commerce software to allow users to conduct electronic business transactions in online marketplaces via a global computer network; computer database software featuring information in the field of hobbies, collectibles and a wide variety of products; computer software and software development tools for use in developing further software and software applications in the field of e-commerce

IC 014. US 002 027 028 050. G & S: Clocks; watches; jewellery

IC 016. US 002 005 022 023 029 037 038 050. G & S: Publications, namely, a series of nonfiction books concerning hobbies, collectibles, auctions, online marketplaces, and a wide variety of products relating to antiques, art, literature, culture, technology, travel, sports, entertainment, home furnishings, garden items, musical instruments, motor vehicles, toys and games, fashion, jewelry, electronics, photography, holiday related items, film and video; paper and stationery items, namely, greeting cards, memo boards, memo pads, paper postcards, stationery, pens and pencils; bumper stickers, calendars, decorative stickers and decals; playing cards; lunch bags

IC 018. US 001 002 003 022 041. G & S: Duffel bags, tote bags, backpacks and briefcases

IC 020. US 002 013 022 025 032 050. G & S: Plastic key chain tags

IC 021. US 002 013 023 029 030 033 040 050. G & S: Mugs; tumblers; water bottles sold empty; lunch boxes; personal dispensers for candy for domestic use

IC 025. US 022 039. G & S: Clothing, namely, t-shirts, sweatshirts, caps, jackets, and visors

IC 028. US 022 023 038 050. G & S: Christmas tree ornaments; soft sculpture toys; plush toys; toy miniature cars; bean bag toys; toy candy dispensers

IC 030. US 046. G & S: Candy

IC 041. US 100 101 107. G & S: Providing sweepstakes, games of chance and contests via the internet; entertainment services, namely, providing an ongoing radio program in the fields of hobbies, collectibles, trading, buying, selling, and online auctions and marketplaces; educational services, namely, conducting classes in the field of information security and providing corporate education courses in the field of information security; educational services, namely, providing courses, classes and seminars in the fields of buying and selling via online marketplaces, as well as establishing and operating online marketplace businesses

IC 042. US 100 101. G & S: Design and development of computer software, software applications, and application programming interfaces; providing temporary use of on-line, non-downloadable computer software and software development tools for use in developing further software and software applications in the field of e-commerce; providing temporary use of online, non-downloadable e-commerce software to allow users to conduct electronic business transactions in online marketplaces via a global computer network; maintenance and updating of computer software for others; providing a website that gives users the ability to create customized web pages featuring user-defined information in the field of intellectual property rights and intellectual property enforcement policies, in order to assist program participants with inquiries and requests regarding use of intellectual property by others in an online marketplace

IC 045. US 100 101. G & S: Online social networking services; providing information regarding intellectual property owners and their enforcement policies, all in order to assist program participants with inquiries and requests regarding use of intellectual property by others in an online marketplace

Mark Drawing Code (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial Number 85727672

Filing Date September 12, 2012

Current Basis 1B

Original Filing Basis 1B

Published for Opposition March 12, 2013

Owner (APPLICANT) eBay Inc. CORPORATION DELAWARE 2145 Hamilton Avenue San Jose CALIFORNIA 95125

Attorney of Record Jennifer M. Lantz and James R. Cady

Prior Registrations 2367932;2518652;2700836;AND OTHERS

Description of Mark The color(s) color red, blue, yellow and green is/are claimed as a feature of the mark. The mark consists of the letters "ebay" all in lower case, each in the color red, blue, yellow and green respectively.

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

[TESS HOME](#)

[NEW USER](#)

[STRUCTURED](#)

[FREE FORM](#)

[BROWSE DICT](#)

[SEARCH OG](#)

[TOP](#)

[HELP](#)

[| HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)

EXHIBIT R

United States of America

United States Patent and Trademark Office

WHEN IT'S ON YOUR MIND,
IT'S ON EBAY

Reg. No. 4,105,599

Registered Feb. 28, 2012

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125

FOR: ON-LINE TRADING SERVICES, NAMELY, OPERATING ON-LINE MARKETPLACES FOR SELLERS OF GOODS AND/OR SERVICES; ONLINE TRADING SERVICES IN WHICH SELLER POSTS PRODUCTS TO BE OFFERED FOR SALE AND BIDDING IS DONE VIA THE INTERNET IN ORDER TO FACILITATE THE SALE OF GOODS AND SERVICES BY OTHERS VIA A COMPUTER NETWORK AND PROVIDING EVALUATIVE FEEDBACK AND RATINGS OF SELLERS' GOODS AND SERVICES, THE VALUE AND PRICES OF SELLERS' GOODS AND SERVICES, BUYERS' AND SELLERS' PERFORMANCE, DELIVERY, AND OVERALL TRADING EXPERIENCE IN CONNECTION THEREWITH; ADVERTISING AND ADVERTISEMENT SERVICES; CLASSIFIED ADVERTISING SERVICES; ON-LINE ADVERTISING ON COMPUTER COMMUNICATIONS NETWORKS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 9-14-2011; IN COMMERCE 9-14-2011.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,218,732, 3,299,409 AND OTHERS.

SER. NO. 85-376,647, FILED 7-20-2011.

KAREN BRACEY, EXAMINING ATTORNEY



David J. Kypas

Director of the United States Patent and Trademark Office

Generated on: This page was generated by TSDR on 2015-10-14 20:17:11 EDT

Mark: WHEN IT'S ON YOUR MIND, IT'S ON EBAY

WHEN IT'S ON YOUR MIND,
IT'S ON EBAY

US Serial Number: 85376647
US Registration Number: 4105599
Register: Principal
Mark Type: Service Mark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Feb. 28, 2012
Publication Date: Dec. 13, 2011

Application Filing Date: Jul. 20, 2011
Registration Date: Feb. 28, 2012

Mark Information

Mark Literal Elements: WHEN IT'S ON YOUR MIND, IT'S ON EBAY
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2218732, 2420512, 3299409 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: On-line trading services, namely, operating on-line marketplaces for sellers of goods and/or services; online trading services in which seller posts products to be offered for sale and bidding is done via the Internet in order to facilitate the sale of goods and services by others via a computer network and providing evaluative feedback and ratings of sellers' goods and services, the value and prices of sellers' goods and services, buyers' and sellers' performance, delivery, and overall trading experience in connection therewith; advertising and advertisement services; classified advertising services; on-line advertising on computer communications networks

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 14, 2011

Use in Commerce: Sep. 14, 2011

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record**Attorney Name:** Jennifer M. Lantz and James R. Cady**Attorney Primary Email Address:** ebay@hoganlovells.com**Attorney Email Authorized:** Yes**Correspondent****Correspondent Name/Address:** Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES**Phone:** (650) 463-4000**Fax:** (650) 463-4199**Correspondent e-mail:** ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renojo@hoganlovells.com**Correspondent e-mail Authorized:** Yes**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb. 28, 2012	REGISTERED-PRINCIPAL REGISTER	
Dec. 13, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 13, 2011	PUBLISHED FOR OPPOSITION	
Nov. 23, 2011	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Nov. 10, 2011	NOTICE OF ACCEPTANCE OF AMENDMENT TO ALLEGE USE E-MAILED	
Nov. 09, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 09, 2011	USE AMENDMENT ACCEPTED	74782
Nov. 09, 2011	ASSIGNED TO EXAMINER	74782
Oct. 26, 2011	AMENDMENT TO USE PROCESSING COMPLETE	88889
Oct. 26, 2011	USE AMENDMENT FILED	88889
Oct. 25, 2011	TEAS AMENDMENT OF USE RECEIVED	
Jul. 26, 2011	NOTICE OF PSEUDO MARK MAILED	
Jul. 25, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 23, 2011	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information**TM Staff Information - None****File Location****Current Location:** PUBLICATION AND ISSUE SECTION**Date in Location:** Feb. 28, 2012**Proceedings****Summary****Number of Proceedings:** 4**Type of Proceeding: Opposition****Proceeding Number:** 91223460**Filing Date:** Aug 24, 2015**Status:** Pending**Status Date:** Aug 24, 2015**Interlocutory Attorney:** JENNIFER KRISP**Defendant****Name:** Fitbay, Inc.**Correspondent Address:** COREY A. DONALDSON
KOPPEL PATRICK HEYBL & PHILPOTT
2815 TOWNSGATE RD STE 215
WESTLAKE VILLAGE CA , 91361-5827**Correspondent e-mail:** generalmail@koppelpatent.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FITBAY	Opposition Pending	86199171	
Plaintiff(s)			

Name: eBay Inc.

Correspondent Address: James R. Cady and Jennifer M. Lantz
Hogan Lovells US LLP
4085 Campbell Ave., Suite 100
Menlo Park CA , 94025
UNITED STATES

Correspondent e-mail: generalmail@koppelpatent.com , cdonaldson@koppelpatent.com , bphilpott@koppelpatent.com , jjirkovsky@koppelpatent.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	75391661	2218732
EBAY	Renewed	75621219	2367932
EBAY	Renewed	75981055	2501043
EBAY	Renewed	75981021	2518652
EBAY	Renewed	76267752	2522630
EBAY	Renewed	76271424	2578260
EBAY	Renewed	76022871	2592515
EBAY	Renewed	76271411	2604374
EBAY	Renewed	75625390	2666767
EBAY	Renewed	75620479	2700675
EBAY	Renewed	75983141	2700836
EBAY	Renewed	76975318	2744717
EBAY	Renewed	75620500	2810863
EBAY	Renewed	78384624	2913401
EBAY	Renewed	76022893	2926481
EBAY	Registered	85727676	4408423
EBAY	Fourth Extension - Granted	85727672	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	85376647	4105599
EBAY CLASSIFIEDS GROUP	Registered	85778230	4338835

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 24, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 24, 2015	Oct 03, 2015
3	PENDING, INSTITUTED	Aug 24, 2015	
4	STIP TO SUSP PEND SETTLE NEGOTIATIONS	Oct 01, 2015	
5	SUSPENDED	Oct 01, 2015	

Type of Proceeding: OppositionProceeding Number: [91221774](#)

Filing Date: Apr 30, 2015

Status: Pending

Status Date: Apr 30, 2015

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: WAVYBAY LLC

Correspondent Address: WAVYBAY LLC
103 WEATHERHILL CT
HAINESPORT NJ , 08036
UNITED STATES

Correspondent e-mail: WAVYBAY@COMCAST.NET; bodonnell36@comcast**Associated marks**

Serial

Registration

Mark	Application Status	Number	Number
WAVYBAY	Opposition Pending	86313852	
Plaintiff(s)			

Name: eBay Inc.

Correspondent Address: James R. Cady and Jennifer M. Lantz
Hogan Lovells US LLP
4085 Campbell Ave., Suite 100
Menlo Park CA , 94025
UNITED STATES

Correspondent e-mail: norcal.ebay@hoganlovells.com , ebay@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>
EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>
EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>
EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>
EBAY CLASSIFIEDS GROUP	Registered	<u>85778230</u>	<u>4338835</u>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 30, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 01, 2015	Jun 10, 2015
3	PENDING, INSTITUTED	May 01, 2015	
4	STIP FOR EXT	Jun 08, 2015	
5	EXTENSION OF TIME GRANTED	Jun 08, 2015	
6	STIP FOR EXT	Jul 09, 2015	
7	EXTENSION OF TIME GRANTED	Jul 09, 2015	
8	INADVERTENT FILING	Sep 08, 2015	
9	STIP FOR EXT	Sep 08, 2015	
10	EXTENSION OF TIME GRANTED	Sep 08, 2015	

Type of Proceeding: Opposition

Proceeding Number: 91219286

Filing Date: Nov 11, 2014

Status: Pending

Status Date: Nov 11, 2014

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Fitbay, Inc.

Correspondent Address: COREY A DONALDSON
KOPPEL PATRICK HEYBL & PHILPOTT

2815 TOWNSGATE ROAD, SUITE 215
WESTLAKE VILLAGE CA , 91361-5827
UNITED STATES

Correspondent e-mail: generalmail@koppelpatent.com , cdonaldson@koppelpatent.com , jirkovsky@koppelpatent.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FITBAY	Opposition Pending	<u>86199157</u>	
Plaintiff(s)			

Name: eBay Inc.

Correspondent Address: JAMES R CADY
HOGAN LOVELLS US LLP
4085 CAMPBELL AVENUE, SUITE 100
MENLO PARK CA , 94025
UNITED STATES

Correspondent e-mail: norcal.ebay@hoganlovells.com , ebay@hoganlovells.com , james.cady@hoganlovells.com , jennifer.lantz@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>
EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>
EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>
EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>
EBAY CLASSIFIEDS GROUP	Registered	<u>85778230</u>	<u>4338835</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 11, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 12, 2014	Dec 22, 2014
3	PENDING, INSTITUTED	Nov 12, 2014	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2014	
5	EXTENSION OF TIME GRANTED	Dec 31, 2014	
6	D MOT FOR EXT W/ CONSENT	Jan 19, 2015	
7	EXTENSION OF TIME GRANTED	Jan 19, 2015	
8	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 20, 2015	
9	SUSPENDED	Feb 20, 2015	
10	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 16, 2015	
11	SUSPENDED	Apr 16, 2015	
12	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 16, 2015	
	SUSPENDED		

13	SUSPENDED	Jun 16, 2015
14	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 17, 2015
15	SUSPENDED	Aug 17, 2015
16	D MOT FOR EXT W/ CONSENT	Sep 18, 2015
17	EXTENSION OF TIME GRANTED	Sep 19, 2015

Type of Proceeding: Opposition

Proceeding Number: 91216820

Filing Date: Jun 11, 2014

Status: Terminated

Status Date: Sep 30, 2014

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: Edubay L.L.C., and Capps Joseph John

Correspondent Address: EDUBAY LLC
109 N 3RD ST APT 202
MARSHALL MN , 56258 1367
UNITED STATES

Correspondent e-mail: info@edubay.biz

Associated marks

Mark	Application Status	Serial Number	Registration Number
EDUBAY	Abandoned - After Inter-Partes Decision	<u>86065103</u>	

Plaintiff(s)

Name: eBay Inc.

Correspondent Address: JAMES R CADY
HOGAN LOVELLS US LLP
4085 CAMPBELL AVE, SUITE 100
MENLO PARK CA , 94025
UNITED STATES

Correspondent e-mail: James.Cady@hoganlovells.com, Jennifer.Lantz@hoganlovells.com, Megan.McConnell@hoganlovells.com, Rosario.Renojo@hoganlovells.com, ebay@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>
EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>
EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>
EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Cancelled - Section 8	<u>76233282</u>	<u>2847996</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>
EBAY CLASSIFIEDS GROUP	Registered	<u>85778230</u>	<u>4338835</u>

Prosecution History

Entry Number	History Text	Date	Due Date
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1	FILED AND FEE	Jun 11, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 11, 2014	Jul 21, 2014
3	PENDING, INSTITUTED	Jun 11, 2014	
4	NOTICE OF DEFAULT	Aug 18, 2014	
5	BD DECISION: SUSTAINED	Sep 30, 2014	
6	TERMINATED	Sep 30, 2014	

EXHIBIT S

United States of America

United States Patent and Trademark Office



Reg. No. 4,338,835

Registered May 21, 2013

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

EBAY INC. (DELAWARE CORPORATION)
2145 HAMILTON AVENUE
SAN JOSE, CA 95125

FOR: ON LINE ADVERTISING ON COMPUTER COMMUNICATION NETWORKS; CLASSIFIED ADVERTISING SERVICES, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 11-10-2012; IN COMMERCE 11-10-2012.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CLASSIFIEDS GROUP", APART FROM THE MARK AS SHOWN.

THE COLOR(S) RED, BLUE, YELLOW, GREEN, WHITE AND GRAY IS/ARE CLAIMED AS A FEATURE OF THE MARK.

THE MARK CONSISTS OF THE STYLIZED COLOR MARK "EBAY" COMPRISED OF A RED "E", A BLUE "B", A YELLOW "A", AND A GREEN "Y", AND THE WORDS "CLASSIFIEDS GROUP" APPEARING IN GRAY AND PARTIALLY SURROUNDED BY A GRAY BORDER. ALL OF THE FOREGOING APPEARS ON A WHITE BACKGROUND.

SER. NO. 85-778,230, FILED 11-13-2012.

WILLIAM JACKSON, EXAMINING ATTORNEY



Lawrence H. Smith
Acting Director of the United States Patent and Trademark Office

Generated on: This page was generated by TSDR on 2015-10-14 20:20:45 EDT

Mark: EBAY CLASSIFIEDS GROUP



US Serial Number: 85778230
US Registration Number: 4338835
Register: Principal
Mark Type: Service Mark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: May 21, 2013
Publication Date: Mar. 05, 2013

Application Filing Date: Nov. 13, 2012

Registration Date: May 21, 2013

Mark Information

Mark Literal Elements: EBAY CLASSIFIEDS GROUP
Standard Character Claim: No
Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)
Description of Mark: The mark consists of the stylized color mark "EBAY" comprised of a red "E", a blue "B", a yellow "A", and a green "Y", and the words "CLASSIFIEDS GROUP" appearing in gray and partially surrounded by a gray border. All of the foregoing appears on a white background.
Color Drawing: Yes
Color(s) Claimed: The color(s) red, blue, yellow, green, white and gray is/are claimed as a feature of the mark.
Disclaimer: "CLASSIFIEDS GROUP"
Design Search Code(s): 26.15.01 - Polygons as carriers or as single or multiple line borders

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: On line advertising on computer communication networks; classified advertising services

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 10, 2012

Use In Commerce: Nov. 10, 2012

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: eBay Inc.
Owner Address: 2145 Hamilton Avenue
San Jose, CALIFORNIA 95125
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record**Attorney Name:** Jennifer M. Lantz and James R. Cady**Attorney Primary Email Address:** ebay@hoganlovells.com**Attorney Email Authorized:** Yes**Correspondent****Correspondent Name/Address:** Jennifer M. Lantz and James R. Cady
Hogan Lovells US LLP
4085 Campbell Avenue, Suite 100
Menlo Park, CALIFORNIA 94025
UNITED STATES**Phone:** (650) 463-4000**Fax:** (650) 463-4199**Correspondent e-mail:** ebay@hoganlovells.com James.Cady@hoganlovells.com Jennifer.Lantz@hoganlovells.com Megan.McConnell@hoganlovells.com Rosario.Renoio@hoganlovells.com**Correspondent e-mail Authorized:** Yes**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
May 05, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 16, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 16, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 21, 2013	REGISTERED-PRINCIPAL REGISTER	
Mar. 05, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 05, 2013	PUBLISHED FOR OPPOSITION	
Feb. 13, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 26, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	73787
Jan. 25, 2013	ASSIGNED TO LIE	73787
Jan. 14, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 11, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 10, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 10, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 09, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jan. 09, 2013	NON-FINAL ACTION E-MAILED	6325
Jan. 09, 2013	NON-FINAL ACTION WRITTEN	74666
Jan. 07, 2013	ASSIGNED TO EXAMINER	74666
Nov. 20, 2012	NOTICE OF DESIGN SEARCH CODE MAILED	
Nov. 19, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 16, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information**TM Staff Information - None****File Location****Current Location:** PUBLICATION AND ISSUE SECTION**Date in Location:** May 21, 2013**Proceedings****Summary****Number of Proceedings:** 4**Type of Proceeding:** Opposition**Proceeding Number:** [91223460](#)**Filing Date:** Aug 24, 2015**Status:** Pending**Status Date:** Aug 24, 2015**Interlocutory Attorney:** JENNIFER KRISP**Defendant****Name:** Fitbay, Inc.

Correspondent Address: COREY A. DONALDSON
KOPPEL PATRICK HEYBL & PHILPOTT
2815 TOWNSGATE RD STE 215
WESTLAKE VILLAGE CA , 91361-5827

Correspondent e-mail: generalmail@koppelpatent.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FITBAY	Opposition Pending	<u>86199171</u>	
Plaintiff(s)			

Name: eBay Inc.

Correspondent Address: James R. Cady and Jennifer M. Lantz
Hogan Lovells US LLP
4085 Campbell Ave., Suite 100
Menlo Park CA , 94025
UNITED STATES

Correspondent e-mail: generalmail@koppelpatent.com , cdonaldson@koppelpatent.com , bphilpott@koppelpatent.com , jjirkovsky@koppelpatent.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>
EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>
EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>
EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>
EBAY CLASSIFIEDS GROUP	Registered	<u>85778230</u>	<u>4338835</u>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 24, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 24, 2015	Oct 03, 2015
3	PENDING, INSTITUTED	Aug 24, 2015	
4	STIP TO SUSP PEND SETTLE NEGOTIATIONS	Oct 01, 2015	
5	SUSPENDED	Oct 01, 2015	

Type of Proceeding: Opposition

Proceeding Number: 91221774

Filing Date: Apr 30, 2015

Status: Pending

Status Date: Apr 30, 2015

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: WAVYBAY LLC

Correspondent Address: WAVYBAY LLC
103 WEATHERHILL CT

HAINESPORT NJ , 08036
UNITED STATES

Correspondent e-mail: WAVYBAY@COMCAST.NET; bodonnell36@comcast

Associated marks

Mark	Application Status	Serial Number	Registration Number
WAVYBAY	Opposition Pending Plaintiff(s)	<u>86313852</u>	

Name: eBay Inc.

Correspondent Address: James R. Cady and Jennifer M. Lantz
Hogan Lovells US LLP
4085 Campbell Ave., Suite 100
Menlo Park CA , 94025
UNITED STATES

Correspondent e-mail: norcal.ebay@hoganlovells.com , ebay@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>
EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>
EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>
EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>
EBAY CLASSIFIEDS GROUP	Registered	<u>85778230</u>	<u>4338835</u>

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 30, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 01, 2015	Jun 10, 2015
3	PENDING, INSTITUTED	May 01, 2015	
4	STIP FOR EXT	Jun 08, 2015	
5	EXTENSION OF TIME GRANTED	Jun 08, 2015	
6	STIP FOR EXT	Jul 09, 2015	
7	EXTENSION OF TIME GRANTED	Jul 09, 2015	
8	INADVERTENT FILING	Sep 08, 2015	
9	STIP FOR EXT	Sep 08, 2015	
10	EXTENSION OF TIME GRANTED	Sep 08, 2015	

Type of Proceeding: Opposition

Proceeding Number: 91219286

Filing Date: Nov 11, 2014

Status: Pending

Status Date: Nov 11, 2014

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Fitbay, Inc.

Correspondent Address: COREY A DONALDSON
KOPPEL PATRICK HEYBL & PHILPOTT
2815 TOWNSGATE ROAD, SUITE 215
WESTLAKE VILLAGE CA , 91361-5827
UNITED STATES

Correspondent e-mail: generalmail@koppelpatent.com , cdonaldson@koppelpatent.com , jiirkovsky@koppelpatent.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
FITBAY	Opposition Pending Plaintiff(s)	86199157	

Name: eBay Inc.

Correspondent Address: JAMES R CADY
HOGAN LOVELLS US LLP
4085 CAMPBELL AVENUE, SUITE 100
MENLO PARK CA , 94025
UNITED STATES

Correspondent e-mail: norcal.ebay@hoganlovells.com , ebay@hoganlovells.com , james.cady@hoganlovells.com , jennifer.lantz@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	75391661	2218732
EBAY	Renewed	75621219	2367932
EBAY	Renewed	75981055	2501043
EBAY	Renewed	75981021	2518652
EBAY	Renewed	76267752	2522630
EBAY	Renewed	76271424	2578260
EBAY	Renewed	76022871	2592515
EBAY	Renewed	76271411	2604374
EBAY	Renewed	75625390	2666767
EBAY	Renewed	75620479	2700675
EBAY	Renewed	75983141	2700836
EBAY	Renewed	76975318	2744717
EBAY	Renewed	75620500	2810863
EBAY	Renewed	78384624	2913401
EBAY	Renewed	76022893	2926481
EBAY	Registered	85727676	4408423
EBAY	Fourth Extension - Granted	85727672	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	85376647	4105599
EBAY CLASSIFIEDS GROUP	Registered	85778230	4338835

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 11, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 12, 2014	Dec 22, 2014
3	PENDING, INSTITUTED	Nov 12, 2014	
4	D MOT FOR EXT W/ CONSENT	Dec 17, 2014	
5	EXTENSION OF TIME GRANTED	Dec 31, 2014	
6	D MOT FOR EXT W/ CONSENT	Jan 19, 2015	
7	EXTENSION OF TIME GRANTED	Jan 19, 2015	
8	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 20, 2015	
9	SUSPENDED	Feb 20, 2015	

10	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 16, 2015
11	SUSPENDED	Apr 16, 2015
12	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 16, 2015
13	SUSPENDED	Jun 16, 2015
14	D MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 17, 2015
15	SUSPENDED	Aug 17, 2015
16	D MOT FOR EXT W/ CONSENT	Sep 18, 2015
17	EXTENSION OF TIME GRANTED	Sep 19, 2015

Type of Proceeding: Opposition

Proceeding Number: 91216820

Filing Date: Jun 11, 2014

Status: Terminated

Status Date: Sep 30, 2014

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name: Edubay L.L.C., and Capps Joseph John

Correspondent Address: EDUBAY LLC
109 N 3RD ST APT 202
MARSHALL MN , 56258 1367
UNITED STATES

Correspondent e-mail: info@edubay.biz

Associated marks

Mark	Application Status	Serial Number	Registration Number
EDUBAY	Abandoned - After Inter-Partes Decision	<u>86065103</u>	

Plaintiff(s)

Name: eBay Inc.

Correspondent Address: JAMES R CADY
HOGAN LOVELLS US LLP
4085 CAMPBELL AVE, SUITE 100
MENLO PARK CA , 94025
UNITED STATES

Correspondent e-mail: James.Cady@hoganlovells.com, Jennifer.Lantz@hoganlovells.com, Megan.McConnell@hoganlovells.com, Rosario.Renoia@hoganlovells.com, ebay@hoganlovells.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
EBAY	Renewed	<u>75391661</u>	<u>2218732</u>
EBAY	Renewed	<u>75621219</u>	<u>2367932</u>
EBAY	Renewed	<u>75981055</u>	<u>2501043</u>
EBAY	Renewed	<u>75981021</u>	<u>2518652</u>
EBAY	Renewed	<u>76267752</u>	<u>2522630</u>
EBAY	Renewed	<u>76271424</u>	<u>2578260</u>
EBAY	Renewed	<u>76022871</u>	<u>2592515</u>
EBAY	Renewed	<u>76271411</u>	<u>2604374</u>
EBAY	Renewed	<u>75625390</u>	<u>2666767</u>
EBAY	Renewed	<u>75620479</u>	<u>2700675</u>
EBAY	Renewed	<u>75983141</u>	<u>2700836</u>
EBAY	Renewed	<u>76975318</u>	<u>2744717</u>
EBAY	Renewed	<u>75620500</u>	<u>2810863</u>
EBAY	Cancelled - Section 8	<u>76233282</u>	<u>2847996</u>
EBAY	Renewed	<u>78384624</u>	<u>2913401</u>
EBAY	Renewed	<u>76022893</u>	<u>2926481</u>
EBAY	Registered	<u>85727676</u>	<u>4408423</u>
EBAY	Fourth Extension - Granted	<u>85727672</u>	
WHEN IT'S ON YOUR MIND, IT'S ON EBAY	Registered	<u>85376647</u>	<u>4105599</u>

EBAY CLASSIFIEDS GROUP

Registered

85778230

4338835

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 11, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 11, 2014	Jul 21, 2014
3	PENDING, INSTITUTED	Jun 11, 2014	
4	NOTICE OF DEFAULT	Aug 18, 2014	
5	BD DECISION: SUSTAINED	Sep 30, 2014	
6	TERMINATED	Sep 30, 2014	

EXHIBIT T

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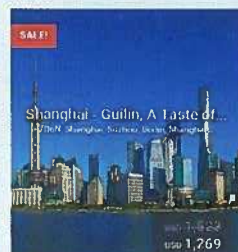
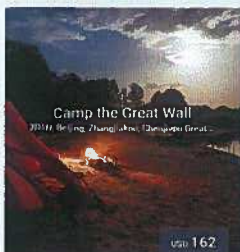
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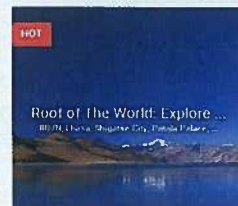
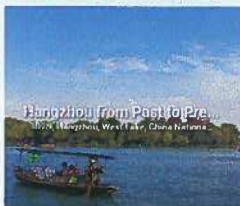
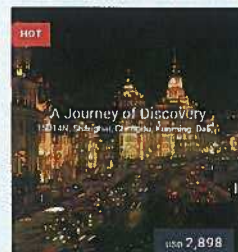
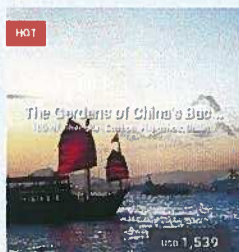
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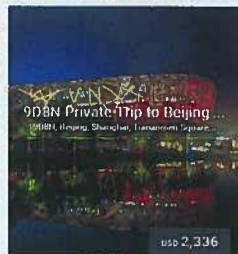
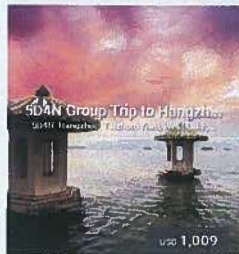
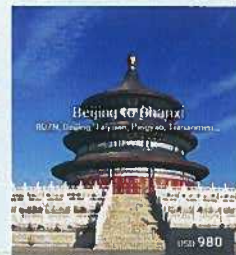
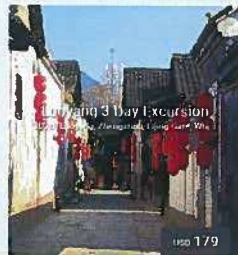
Themes

Culture & History

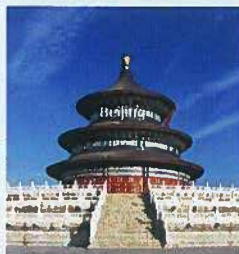
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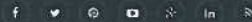
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Definition of JET

- 1 : a compact velvet-black coal that takes a good polish and is often used for jewelry
- 2 : an intense black

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Origin of JET

Middle English, from Anglo-French *jaiet*, from Latin *gagates*, from Greek *gagatēs*, from *Gagas*, town and river in Asia Minor

First Known Use: 14th century

Rhymes with JET

bet, debi, fret, get, het, let, Lett, met, net, pet, ret, set, stet, sweat, Tet, threat, vet, wet, whet, yet

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²jet*adjective*

Definition of JET

: of the color jet

First Known Use of JET

1658

³jet*verb*

jet·ted jet·ting

Definition of JET

intransitive verb

: to spout forth : GUSH

transitive verb

: to emit in a stream : SPOUT

Origin of JET

French *jeter*, literally, to throw, from Old French, from Latin *jactare* to throw, frequentative of *jacere* to throw; akin to Greek *hienai* to send

First Known Use: 1692

⁴jet*noun*

Definition of JET

- 1 a (1) : a usually forceful stream of fluid (as water or gas) discharged from a narrow opening or a nozzle (2) : a narrow stream of material (as plasma) emanating or appearing to emanate from a celestial object (as a radio galaxy)

b : a nozzle for a jet of fluid

- 2 : something issuing as if in a jet <talk poured from her in a brilliant jet — Time>

- 3 a : JET ENGINE

b : an airplane powered by one or more jet engines

- 4 : a long narrow current of high-speed winds (as a jet stream)

— jet-like \-ˈIIt\ *adjective*

First Known Use of JET

circa 1696

Other Aeronautics/Aerospace Terms

airway, apron, corridor, dirigible, fishtail, flat-hat, vector

⁵jet

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verb

jet•ted jet•ting

Definition of JET

intransitive verb

1 : to travel by jet airplane

2 : to move or progress by or as if by jet propulsion

First Known Use of JET

1949

Other Aeronautics/Aerospace Terms

[airway](#), [apron](#), [corridor](#), [dirigible](#), [fishtail](#), [flat-hat](#), [vector](#)

JET Defined for Kids

¹jet

noun | \ˈjet\

Definition of JET for Kids

1 : a rush of liquid, gas, or vapor through a narrow opening or a [nozzle](#)

2 : [JET AIRPLANE](#)

3 : a nozzle for a rush of gas or liquid

4 : [JET ENGINE](#)

²jet

adjective

Definition of JET for Kids

: of a very dark black color <*jet hair*>

³jet

noun

Definition of JET for Kids

1 : a black mineral that is often used for jewelry

2 : a very dark black

⁴jet

verb

jet•ted jet•ting

Definition of JET for Kids

: to come forcefully from a narrow opening <Water *jett*ed from the nozzle.>

Learn More About JET

Thesaurus: All synonyms and antonyms for "jet"

Spanish Central: Spanish translation of "jet"

Nglish: Translation of "jet" for Spanish speakers

Britannica English: Translation of "jet" for Arabic speakers

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jet coal

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